

Transfer No. 71639

Receipt No. ~~S027252~~

S028085

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

1. Applicant Information KAREN A ARKOOSH
2005 US HWY 26
GOODING ID 83330
(208)934-5387

And

WILLIAM ARKOOSH
2005 HWY 26
GOODING ID 83330
(208)539-5443

RECEIVED
OCT 19 2005
Department of Water Resources
Southern Region

Will this transfer result in an ownership change? _____ Yes ☒ No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
37-327	AJC/Decreed	2.20			245.0	LITTLE WOOD RIVER
37-329	AJC/Decreed	2.00			246.3	LITTLE WOOD RIVER
37-59M	AJC/Decreed	2.30			245.0	BIG WOOD RIVER

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
37-327	NO	NO	YES	YES	NO	NO
37-329	NO	NO	YES	YES	NO	NO
37-59M	NO	NO	YES	YES	NO	NO

Describe the reason for the proposed changes

Transfer filed to add a new point of diversion and to shift acres within the place of use to accommodate the installation of a new pivot sprinkler.

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
37-327	2.20 cfs		245.0	
37-329	2.00 cfs		245.0	
37-59M	2.30 cfs		245.0	
TOTAL	6.50 cfs		245.0	

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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.

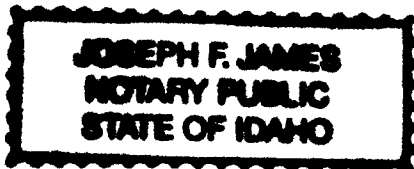
William Arkosh Karen A Arkosh
(Signature of Applicant)

(Title or Office)

Subscribed and sworn to before me this 19th day of October, 2005.

Joseph F. James
(Notary Public)

My commission expires 2/26/2011



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

Current Water Right No. 37-327

Priority Date: May 15, 1884
 Origin: Adjudication Recommendation
 Basis: Decreed
 Status: Active

Source: LITTLE WOOD RIVER

Tributary: MALAD RIVER

<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	2.20 CFS		
	Total Diversion	2.20 CFS		

Source and Point(s) of Diversion:

LITTLE WOOD RIVER NENE Sec. 26 Twp 05S Rge 16E LINCOLN County

LITTLE WOOD RIVER NWNE Sec. 26 Twp 05S Rge 16E LINCOLN 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	
05S 16E 21															5.0	24.0	29.0
05S 16E 22																	
05S 16E 23									8.0	5.5					1.0	1.5	16.0
									8.0	1.5							9.5
05S 16E 26	12.0	9.0	14.0		17.0	31.0	5.5	4.5									93.0
05S 16E 27	11.0	14.0			24.0	32.0											81.0
05S 16E 28	16.0			.5													16.5

Total Acres: 245

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 IS COMBINED WITH WATER FROM AMERICAN FALLS RESERVOIR DIST. NO. 2.

3. WATER IS DELIVERED THROUGH THE HUNTER DITCHES.
4. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. RIGHT NOS. 37-59M, 37-327 AND 37-329 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 245 ACRES IN A SINGLE IRRIGATION SEASON.
6. Delivery of this right is subject to the water exchange provisions contained in Bureau of Reclamation contract no. 14-06-W-73, executed October 14, 1954, between the United States of America and American Falls Reservoir District No. 2, as supplemented by Bureau of Reclamation contract no. 14-06-100-6031, executed June 1, 1962, between and among the United States of America, American Falls Reservoir District No. 2, and the Big Wood Canal Company.

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?
YES

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer
land will no longer be irrigated

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
AMENDED APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

Current Water Right No. 37-329

Priority Date: May 15, 1886
 Origin: Adjudication Recommendation
 Basis: Decreed
 Status: Active

Source: LITTLE WOOD RIVER

Tributary: MALAD RIVER

<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:

LITTLE WOOD RIVER NENE Sec. 26 Twp 05S Rge 16E LINCOLN County

LITTLE WOOD RIVER NWNE Sec. 26 Twp 05S Rge 16E LINCOLN 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	
05S 16E 21																	29.0
05S 16E 22																	
05S 16E 23									8.0	5.5			1.0	1.5			16.0
05S 16E 26	12.0	9.0	14.0		17.0	31.0	5.5	4.5	8.0	1.5							9.5
05S 16E 27	11.0	14.0			24.0	32.0											93.0
05S 16E 28	16.0			.5													81.0
																	16.5

Total Acres: 246.3

Conditions/Remarks:

- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

2. WATER IS DELIVERED THROUGH THE HUNTER DITCHES.
3. 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.
4. USE OF THIS RIGHT IS COMBINED WITH WATER FROM AMERICAN FALLS RESERVOIR DIST. NO. 2.
5. RIGHT NOS. 37-59M, 37-327 AND 37-329 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 245 ACRES IN A SINGLE IRRIGATION SEASON.
6. Delivery of this right is subject to the water exchange provisions contained in Bureau of Reclamation contract no. 14-06-W-73, executed October 14, 1954, between the United States of America and American Falls Reservoir District No. 2, as supplemented by Bureau of Reclamation contract no. 14-06-100-6031, executed June 1, 1962, between and among the United States of America, American Falls Reservoir District No. 2, and the Big Wood Canal Company.

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?
YES

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

land will no longer be irrigated

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
AMENDED APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

Current Water Right No. 37-59M

Priority Date: May 27, 1899
 Origin: Adjudication Recommendation
 Basis: Decreed
 Status: Active

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	2.30 CFS		
	Total Diversion	2.30 CFS		

Source and Point(s) of Diversion:

BIG WOOD RIVER	SENE	Sec. 30 Twp 02S Rge 18E LINCOLN County
BIG WOOD RIVER (Injection)	NENE	Sec. 19 Twp 03S Rge 19E LINCOLN County
BIG WOOD RIVER (Injection)	NWSE	Sec. 25 Twp 04S Rge 19E LINCOLN County
BIG WOOD RIVER (Rediversion)	NENE	Sec. 26 Twp 05S Rge 16E LINCOLN County
BIG WOOD RIVER (Rediversion)	NWNE	Sec. 26 Twp 05S Rge 16E LINCOLN 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			
05S	16E	21																	5.0	24.0	29.0
05S	16E	22																			
05S	16E	23																	1.0	1.5	16.0
05S	16E	26	12.0	9.0	14.0		17.0	31.0	5.5	4.5											9.5
05S	16E	27	11.0	14.0			24.0	32.0													93.0
05S	16E	28	16.0			.5															81.0
																					16.5

Total Acres: 245

Conditions/Remarks:

1. Point of injection into the Jim Byrns Slough that flows into the Little Wood River. Point of rediversion from the Little Wood River.
2. RIGHT NOS. 37-59M, 37-327 AND 37-329 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 245 ACRES IN A SINGLE IRRIGATION SEASON.
3. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. WATER IS DELIVERED THROUGH THE RICHFIELD CANAL AND THE HUNTER DITCHES.
5. USE OF THIS RIGHT IS COMBINED WITH WATER FROM AMERICAN FALLS RESERVOIR DIST. NO. 2.
6. 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.
7. This right is subject to a 27% conveyance loss; 1.68 cfs may be rediverted from the Little Wood River.

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?
YES

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer
land will no longer be irrigated

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
AMENDED APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A

Proposed Water Right No. 37-327

Priority Date: May 15, 1884
Origin: Adjudication
Recommendation
Basis: Decreed
Status: Active

Source: LITTLE WOOD RIVER

Tributary: MALAD RIVER

<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	2.20 CFS		
	Total Diversion	2.20 CFS		

Source and Point(s) of Diversion:

LITTLE WOOD RIVER	NENE	Sec. 26 Twp 05S Rge 16E LINCOLN County
LITTLE WOOD RIVER	NWNE	Sec. 26 Twp 05S Rge 16E LINCOLN County
LITTLE WOOD RIVER	NENW	Sec. 27 Twp 05S Rge 16E LINCOLN County

Describe the proposed diversion system
Point of Diversion # 1 new pump

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
05S 16E 21	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S 16E 22																15.0	15.0
05S 16E 26	17.0	7.7	20.0		17.0	31.0	5.7	13.8			8.8						8.8
05S 16E 27	11.0	14.0			24.0	40.0											112.2
05S 16E 28	20.0																89.0
																	20.0

Total Acres: 245

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

Proposed Water Right No. 37-329

Priority Date: May 15, 1886
Origin: Adjudication
Recommendation
Basis: Decreed
Status: Active

Source: LITTLE WOOD RIVER

Tributary: MALAD RIVER

<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:

LITTLE WOOD RIVER	NENE	Sec. 26 Twp 05S Rge 16E LINCOLN County
LITTLE WOOD RIVER	NWNE	Sec. 26 Twp 05S Rge 16E LINCOLN County
LITTLE WOOD RIVER	NENW	Sec. 27 Twp 05S Rge 16E LINCOLN County

Describe the proposed diversion system
Point of Diversion # 1 new pump

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	
05S	16E	21																	15.0
05S	16E	22																	15.0
05S	16E	26	17.0	7.7	20.0		17.0	31.0	5.7	13.8			8.8						8.8
05S	16E	27	11.0	14.0			24.0	40.0											112.2
05S	16E	28	20.0																89.0
																			20.0

Total Acres: 245

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

Proposed Water Right No. 37-59M

Priority Date: May 27, 1899
Origin: Adjudication
Recommendation
Basis: Decreed
Status: Active

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	2.30 CFS		
	Total Diversion	2.30 CFS		

Source and Point(s) of Diversion:

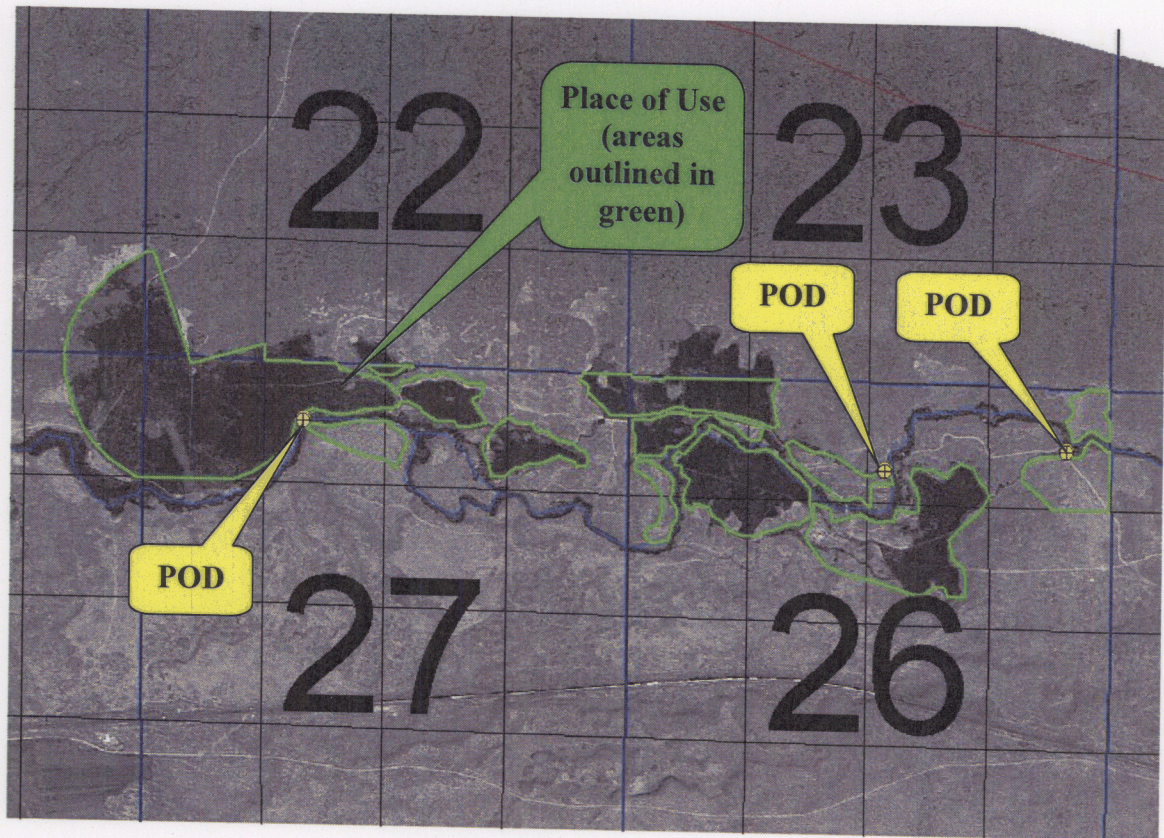
BIG WOOD RIVER	SENE	Sec. 30 Twp 02S Rge 18E LINCOLN County
BIG WOOD RIVER (Injection)	NENE	Sec. 19 Twp 03S Rge 19E LINCOLN County
BIG WOOD RIVER (Injection)	NWSE	Sec. 25 Twp 04S Rge 19E LINCOLN County
BIG WOOD RIVER (Rediversion)	NENE	Sec. 26 Twp 05S Rge 16E LINCOLN County
BIG WOOD RIVER (Rediversion)	NWNE	Sec. 26 Twp 05S Rge 16E LINCOLN County
BIG WOOD RIVER (Rediversion)	NENW	Sec. 27 Twp 05S Rge 16E LINCOLN County

Describe the proposed diversion system

Point of Diversion # 1 new rediversion pump

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	16E	21																	15.0
05S	16E	22																	15.0
05S	16E	26	17.0	7.7	20.0		17.0	31.0	5.7	13.8									8.8
05S	16E	27	11.0	14.0			24.0	40.0											112.2
05S	16E	28	20.0																89.0
Total Acres:			245																20.0

Amended Transfer #71639 Map



Township 05 South, Range 16 East