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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

AMENDED

AMENDED

TRANSFER NO. 5421
WATER RIGHT NO(S). 57-00261/57-01067/57-02187

This is to certify that: **SEVEN HIGH RANCH INC**
HC 79 BOX 44
MELBA ID 83641

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 57-00261 : IRRIGATION Priority: 06/01/1888	03/15 to 11/15	1.88 CFS	378.0 AF
Right No. 57-01067 : IRRIGATION Priority: 09/21/1911	03/15 to 11/15	0.28 CFS	136.1 AF
Right No. 57-02187 : IRRIGATION Priority: 03/25/1947	03/15 to 11/15	1.60 CFS	315.0 AF
TOTAL:		3.76 CFS	* 486.5 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
Right Nos. 57-00261 & 57-01067 : REYNOLDS CREEK	SNAKE RIVER
Right No. 57-02187 : BABBINGTON CREEK	REYNOLDS CREEK

LOCATION OF POINT(S) OF DIVERSION:

Right Nos. 57-00261 & 57-01067 : SWNE , Sec. 24, Township 03S, Range 04W
OWYHEE County

Right No. 57-02187 : SWNW , Sec. 36, Township 02S, Range 04W
Lot 3 (NENW), Sec. 2, Township 03S, Range 04N
OWYHEE County

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DEC 01 1999

TRANSFER NO. 5421
WATER RIGHT NO(S). 57-00261/57-01067/57-02187

PLACE OF USE: IRRIGATION

Right Nos. 57-00261 :

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	04W	35	SESW 13	NESE 17	SWSE 17	
			SESE 28			75
03S	04W	2	Lot 1 (NENE) 13	Lot 2 (NWNE) 20		33
			Total number of acres irrigated:			108

Right Nos. 57-01067 :

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	04W	35	SESW 13	NESE 17	SWSE 17	
			SESE 28			75
03S	04W	2	Lot 1 (NENE) 13	Lot 2 (NWNE) 26		39
			Total number of acres irrigated:			114

Right Nos. 57-02187 :

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	04W	25	SESW 3			3
		35	SESW 1	NESE 11	SWSE 6	
			SESE 19			37
		36	NENW 7	NWNW 6	SWNW 9	22
03S	04W	2	Lot 1 (NENE) 10	Lot 2 (NWNE) 18		28
			Total number of acres irrigated:			90

TOTAL ACRES: * 139

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 57R.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

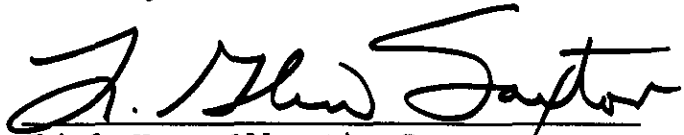
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TRANSFER NO. 5421
WATER RIGHT NO(S). 57-00261/57-01067/57-02187

- * 6. Rights 57-00261, 57-01067 and 57-02187 when combined shall not exceed a total annual maximum diversion volume of 486.5 af at the field headgate and the irrigation of 139.0 acres.
- 7. Rights 57-00253, 57-00261, 57-00268, 57-01064, 57-01065, 57-01067, 57-02170 and 57-02187 when combined shall not exceed a total diversion rate of 3.78 cfs, a total annual maximum diversion volume of 661.5 af at the field headgate, and the irrigation of 189.0 acres.
- 8. Rights 57-00254B, 57-00255B, 57-00256, 57-00261, 57-01063, 57-01066 and 57-01067 are diverted through the same point of diversion.
- * 9. The maximum diversion volume limitations applied to this transfer approval do not limit the use of excess water provided for pursuant to General Provision No. 2 of the Amended Director's Report for Reporting Area 2 (Basin 57) in the Snake River Basin Adjudication.

Dated this 1st day of December, 1999.


Chief, Water Allocation Bureau

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5421
WATER RIGHT NO(S). 57-00261/57-01067/57-02187

This is to certify that: **BRUCE REUCK**
SEVEN HIGH RANCH INC
HC 79 BOX 44
MELBA ID 83641

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 57-00261 : IRRIGATION Priority: 06/01/1888	03/15 to 11/15	1.88 CFS	378.0 AF
Right No. 57-01067 : IRRIGATION Priority: 09/21/1911	03/15 to 11/15	0.28 CFS	136.1 AF
Right No. 57-02187 : IRRIGATION Priority: 03/25/1947	03/15 to 11/15	1.60 CFS	315.0 AF
TOTAL:		3.76 CFS	* 486.5 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
Right Nos. 57-00261 & 57-01067 : REYNOLDS CREEK	SNAKE RIVER
Right No. 57-02187 : BABBINGTON CREEK	REYNOLDS CREEK

LOCATION OF POINT(S) OF DIVERSION:

Right Nos. 57-00261 & 57-01067 : SWNE , Sec. 24, Township 03S, Range 04W
OWYHEE County

Right No. 57-02187 : SWNW , Sec. 36, Township 02S, Range 04W
Lot 3 (NENW), Sec. 2, Township 03S, Range 04W
OWYHEE County

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TRANSFER NO. 5421
WATER RIGHT NO(S). 57-00261/57-01067/57-02187

PLACE OF USE: IRRIGATION

Right Nos. 57-00261 :

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	04W	35	SESW 13	NESE 17	SWSE 17	
			SESE 28			75
03S	04W	2	Lot 1(NENE) 13	Lot 2(NWNE) 20		33
Total number of acres irrigated:						108

Right Nos. 57-01067 :

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	04W	35	SESW 13	NESE 17	SWSE 17	
			SESE 28			75
03S	04W	2	Lot 1(NENE) 13	Lot 2(NWNE) 26		39
Total number of acres irrigated:						114

Right Nos. 57-02187 :

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	04W	25	SESW 3			3
		35	SESW 1	NESE 11	SWSE 6	
			SESE 19			37
		36	NENW 7	NWNW 6	SWNW 9	22
03S	04W	2	Lot 1(NENE) 10	Lot 2(NWNE) 18		28
Total number of acres irrigated:						90

TOTAL ACRES: * 139

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 57R.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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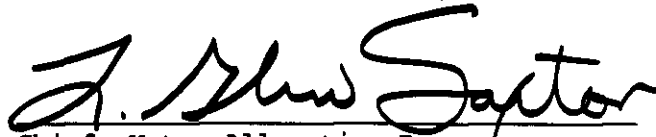
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TRANSFER NO. 5421
WATER RIGHT NO(S). 57-00261/57-01067/57-02187

- * 6. Rights 57-00261, 57-01067 and 57-02187 when combine shall not exceed a total annual maximum diversion volume of 486.5 af at the field headgate and the irrigation of 139.0 acres.
- 7. Rights 57-00253, 57-00261, 57-00268, 57-01064, 57-01065, 57-01067, 57-02170 and 57-02187 when combined shall not exceed a total diversion rate of 3.78 cfs, a total annual maximum diversion volume of 661.5 af at the field headgate, and the irrigation of 189.0 acres.
- 8. Rights 57-00254B, 57-00255B, 57-00256, 57-00261, 57-01063, 57-01066 and 57-01067 are diverted through the same point of diversion.

Dated this 18th day of October, 1999.


Chief, Water Allocation Bureau

DEC 01 1999

Water Right Number - 57-01067

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

REUCK

BRUCE

1 - HC 88 BOX 1080

2 -

3 -

City- MURPHY

State- ID Zip- 83650

Phone - 208-495-2805

REUCK

TERRY L

1 - HC 88 BOX 1080

2 -

3 -

City- MURPHY

State- ID Zip- 83650

Phone - 208-495-2805

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
09/21/1911 14 WESTERN D - DECREED+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
REYNOLDS CREEK SNAKE RIVER

+ - - - - - - - - - - - Point of Diversion - - - - - +

Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.

03S 04W 24 SW NE (73) OWYHEE

+ - - - - - - - - - - - Water Use - - - - - +

Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 03/15 11/15 0.280

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.280 0.0

+ - - - - - - - - - - - Place of Use - - - - - +

Twn Rng Sec Tract Lot Acres Code Description County

02S 04W 35 SE SW 4.0 01 IRRIGATION (73) OWYHEE

02S 04W 35 NE SE 17.0 01 IRRIGATION (73) OWYHEE

02S 04W 35 SW SE 17.0 01 IRRIGATION (73) OWYHEE

02S 04W 35 SE SE 28.0 01 IRRIGATION (73) OWYHEE

03S 04W 2 NE NE 1 13.0 01 IRRIGATION (73) OWYHEE

03S 04W 2 NW NE 2 26.0 01 IRRIGATION (73) OWYHEE

03S 04W 2 NE NW 3 9.0 01 IRRIGATION (73) OWYHEE

Total Acres: 114.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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DEC 01 1999

Water right number - 57-01067

Prefix Translation: WATER RIGHT

+ - - - - Remarks - - - - - +

QNT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.78 CFS. COMBINED RIGHT NOS.:
57-00261, 57-02187, 57-00253, 57-00268, 57-01065, 57-02170 &
57-01064.

POU USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 189 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 57-00261, 57-02187,
57-00253, 57-00268, 57-01065, 57-02170, 57-01064.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE: 57-00254B, 57-00255B, 57-00256, 57-00261,
57-01063 & 57-01066

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

STATE OF IDAHO

UNITED STATES ET AL

12/15/1997

+ - - - - Comments - - - - - +

No Comments Found

+ - - Audit Fields - 10/04/94 SCURTIS 10/27/94 DCRE-UPD 11/07/97 MSCHULTE 01/07/98 PD-DSHAF 10/05/99 DECREED

+ - - - - Water Rights Dates and Flags Area - - - - - +

| | | |
|--------------------------------|------------------------------|-----------------------|
| Proof Due Date - 00/00/0000 | Field Exam Made - 00/00/0000 | Field Exam Fee - |
| Approved/Denied - 00/00/0000 | Protested Date - 00/00/0000 | Swan Falls - |
| Proof Made Date - 00/00/0000 | Hearing Date - 00/00/0000 | Temporary Right - P |
| Exam to S.O. Date - 00/00/0000 | Verified Date - 11/07/1997 | DLE/Carey Act - |
| Order Show Cause - 00/00/0000 | Receipt Number - | Water District - 57R |
| Licensed Date - 00/00/0000 | Appl Received - 00/00/0000 | Transfer/Amended - |
| Presumption Flag - | Name Connector - AND/OR | POU Ownership Flag- Y |
| SRBA Decreed Flag - D | | |

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1999

SRBA PARTIAL DECREE 57-01067

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ISSUED ON 12-15-1997 BUT COPY
NOT FOUND IN THE SRBA DATABASE

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**This right has been
superceded by
a Decree.**

**All actions above this point
are based on the decreed
version of this right.**

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DEC 31 1984

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES
 LISTING OF RIGHTS

| RIGHT NUMBER | NAME AND ADDRESS | PRIORITY DATE | USE | USE PERIOD FROM TO | MAX AMOUNT MAX RATE | DIVERSION POINT | PLACE OF USE AND ACREAGE | BASIS FOR RIGHT |
|--------------------|--|---------------|------------------------|------------------------|---------------------------|---|--|-----------------|
| * INDICATES TOTAL* | | | | | | | | |
| | | | SOURCE: REYNOLDS CREEK | | TRIBUTARY TO: SNAKE RIVER | | | |
| 57-0253 | MASON, NORMAN G.
Rt. 2
KIMBERLY | ID 83341 | 06-01-1911 | IRRIGATION 03-15 11-15 | .18 CFS | NESE S12
TO35 R04W
SESW(11)
S36 T025 R04W
SESW(08) SWSE(03)
S25 T025 R04W
* 35 ACRES* | NEENW(12) NMNW(01) DEGREE | DEGREE |
| 57-1023 | GABICA, RICHARD
GABICA, BENITA
403 W. LINCOLN
NANPA
OTHER USES: 5/800 RANGE, 20 HORSES.
OTHER RIGHTS: 57-1021, 57-1022
P/U: 1035 R04W S12 SENE(21)
P/U: 1035 R03W S07 LT01 (NMNW)(18) | ID 83651 | 09-21-1911 | IRRIGATION 03-15 11-15 | .83 CFS | SENE S13
TO35 R04W
NESE S12
TO35 R04W | SESE(06)
11.00 AFA
.19 CFS
---*AFA
.83*CFS
* 78 ACRES*
SAME AS OTHER USE | BENEFICIAL USE |
| 57-1064 | MASON, NORMAN G.
Rt. 2
KIMBERLY | ID 83341 | 09-21-1911 | IRRIGATION 03-15 11-15 | .80 CFS | NESE S12
TO35 R04W
SESW(30)
NEENW(02) NMNW(06)
SWNW(02)
S36 T025 R04W
* 40 ACRES* | NEENW(12) NMNW(01) BENEFICIAL USE | BENEFICIAL USE |
| 57-1065 | MASON, NORMAN G.
Rt. 2
KIMBERLY | ID 83341 | 09-21-1911 | IRRIGATION 03-15 11-15 | .16 CFS | NESE S12
TO35 R04W
SESW(08) SWSE(03)
S25 T025 R04W
* 35 ACRES* | NEENW(12) NMNW(01) BENEFICIAL USE | BENEFICIAL USE |
| 57-1067 | MASON, NORMAN G.
Rt. 2
KIMBERLY
P/U: 1025 R04W S35 SESE(28)
P/U: 1035 R04W S02 LT01 (NEENW)(13) LT02 (NMNW)(26) LT03 (NEENW)(09) | ID 83341 | 09-21-1911 | IRRIGATION 03-15 11-15 | .28 CFS | SWNE S24
TO35 R04W
SWSE(17)
* 114 ACRES* | BENEFICIAL USE | BENEFICIAL USE |

 MICROFILMED
 DEC 01 1999

MAR 26 1988

MAR 23 1988

Department of Water Resources

BARBARA JAYO, CLERK
JOANN McDANIEL

JIM JONES
Attorney General

PHILLIP J. RASSIER
JOSEPHINE P. BEEMAN
Deputy Attorneys General
Department of Water Resources
450 West State Street
Boise, ID 83720
Telephone: (208) 334-4448

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF OWYHEE

IN THE MATTER OF THE GENERAL
DETERMINATION OF THE RIGHTS
TO THE USE OF THE SURFACE AND
GROUND WATERS OF REYNOLDS
CREEK DRAINAGE COMMONLY KNOWN
AS REYNOLDS CREEK DRAINAGE
BASIN

Civil No. 3456

A. KENNETH DUNN, Director of
the Department of Water
Resources,

Plaintiff and Petitioner,

vs.

ADAMS, Larry, et al.,

Defendants.

DECREE

STATE OF IDAHO }
County of Owyhee }

I hereby certify that the foregoing instrument is a true and correct copy of the original on file in this office

Dated 5-24 1988

Barbara Jayo, Clerk of the District Court

Joann McDaniel
Deputy Clerk

The report of the director of the Idaho Department of Water Resources ("Director herein") entitled PROPOSED FINDING OF WATER RIGHTS IN THE REYNOLDS CREEK DRAINAGE BASIN ("Proposed Finding" herein) was filed with this court on June 28, 1985. The report contains findings of fact, conclusions of law, existing applica-

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DEC 31 1999

JUN 19 1996

50 years, and now is, customarily made in the Reynolds Creek Basin by Upper Users and by Lower Users, and is an historically recognized water use practice which is in the local public interest. All parties agree that this Stipulation does not address the priorities of any rights, claims or permits for flood or "excess" water for which Findings as to priorities have not been proposed by the Director.

DATED this 18 day of March, 1988.

JIM R. DOOLITTLE
JIM R. DOOLITTLE
District Judge

MICROFILMED

DEC 8 1994

JUN 19 1996

MEMORANDUM

TO: Files 57-00261, 57-01067 & 57-02187

FROM: Pam Skaggs^{CS}/State Office

SUBJECT: Transfer 5421

DATE: October 7, 1999

Transfer 5421 changes the place of use under Rights 57-00261, 57-01067 and 57-02187. The applicant sold a portion of land without these water rights and is now moving the acres to a different area adjacent to currently irrigated parcel. The property is being sold entirely to Seven High Ranch Inc. and a change of ownership form should be sent out with the approval to allow the applicant to complete the process.

9.0 irrigated acres under Rights 57-00261 and 57-01067 from Reynolds Creek and 1.0 acre under Right 57-02187 from Babbington Creek are being moved from Lot 3 (NENW), S02, T03S, R04W. The transfer proposes that these irrigated acres will be used in the SESW, S35, T02S, R04W. These SRBA decreed rights overlap, yet retain separate places of use. A total of 139 acres are irrigated under these combined rights. No other changes are proposed through the transfer.

Recommended conditions include combined right limits, watermaster control, measuring device & lockable controlling works, irrigation overlap and standard transfer conditions.

MICROFILMED
OCT 01 1999

MEMORANDUM

TO: FILE 57-01067
FROM: PAM SKAGGS JS
RE: TRANSFER # 5421
DATE: 10-05-99

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 57-00261.

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DEC 01 1999