

Publisher's Affidavit of Publication

RECEIVED
MAR 17 2003
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO }
County of Valley } .SS

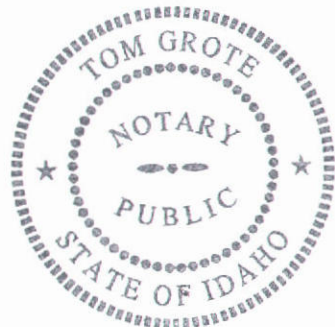
I, Carol J. Wright, being duly sworn and say, I am the receptionist of The Star-News, a weekly newspaper published at McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of afore said and is a legal newspaper; that the PUBLIC NOTICE, a copy of which is enclosed hereto and is a part hereof, was published in said newspaper once a week for a period of two weeks in the regular and entire issue of every number there of during the period of time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began March 6, 2003 and ended March 13, 2003.

Carol J. Wright

Subscribed and sworn before me this the 14th day of March, 2003.
STATE OF IDAHO

COUNTY OF VALLEY }
}

On this 14th day of March, in the year of 2003, before me, a Notary Public, personally appeared Carol J. Wright, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.



Tom Grote

Tom Grote
Notary Public for Idaho
Residing at McCall, Idaho
Commission Expires 2/8/06

NOTICE OF PROPOSED CHANGE OF
WATER RIGHT ✓
TRANSFER NO. 70275
BOULDER MEADOWS IRRIGATION
INC
C/O MILLEMANN PITTENGER
MCMAHAN & PEMBERTON LLP
PO BOX 1066, MC CALL ID 83638, has
filed Application No. 70275 for changes to the
following water rights within VALLEY County:
Right No. 65-2963
Priority 12/9/1965
Source BOULDER CREEK
Use IRRIGATION 6.18 CFS
IRRIGATION FROM STORAGE
IRRIGATION STORAGE

Total Amount 6.18 CFS 490.0 AFA
Point(s) of Diversion S28 T18N R04E
Place of Use S1 T17N R03E
S36 T18N R03E
Right No. 65-12007
Priority 9/30/1977
Source BOULDER CREEK
Use IRRIGATION FROM STORAGE
80.0 AFA IRRIGATION STORAGE
Total Amount 80.0 AFA
Point(s) of Diversion S28 T18N R04E
Place of Use S1 T17N R03E
S36 T18N R03E

Remark: A portion of the land within the existing company boundary is being developed for residential and recreational purposes. Some currently irrigated lands will be removed from irrigation. The transfer proposes expanding the Company boundary to portions of S6 T17N R04E and S12 T17N R03E to allow irrigation of new lands. No change in total irrigated area is proposed. The subject area is located South of McCall on the East side of Farm to Market road.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

Any protest against the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before March 24, 2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director 2tc3/13

MICROFILMED
SEP 09 2003

SPECIAL POWER OF ATTORNEY

STATE OF CALIFORNIA)

County of Santa Clara)

(ss.

KNOW ALL MEN BY these presents, that I, D. JOHN CAREY, am the President and sole Director of Boulder Meadows Irrigation, Inc., an Idaho corporation, and said corporation does hereby make, constitute and appoint STEVEN J. MILLEMANN, of the law firm of Millemann, Pittenger, McMahan & Pemberton, LLP, P.O. Box 1066, City of McCall, County of Valley, State of Idaho, 83638, as said corporation's true and lawful attorney in fact, for it, and in its name, place and stead. The Power granted to the above-named person is effective as of September 1, 2002, and is LIMITED to the following:

1. For the purpose of preparing, executing and filing all documents advisable or required by the Idaho Department of Water Resources regarding the corporation's water rights.
2. The rights, powers and authority of said attorney in fact shall not be terminated until revoked by said corporation.

This Special Power of Attorney is effective the 1st day of September, 2002.


D. JOHN CAREY

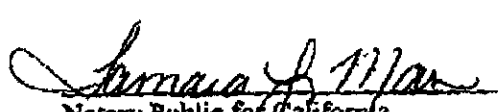
STATE OF CALIFORNIA)

County of Santa Clara)

(ss.

SUBSCRIBED AND SWORN to before me this 10th day of February, 2003.




Notary Public for California

Residing at: 101 Page Mill Rd. Palo Alto

Commission Expires: 2/13/05 CA 94304

SPECIAL POWER OF ATTORNEY

MICROFILMED

SEP 10 2003

ATTACHMENT G

INDICATES TOTAL

SOURCE: BOULDER CREEK

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
65-8063	GESTRIN, FRANCIS W. BOX 667, DONNELLY, IDAHO 83615	4/ 1/1955	IRRIGATION	4/15 10/15	--- AFA .08 CFS	SWSE S10 T16N R 3E	SWSE(4) S10 T16N R 3E *4*	BENEFICIAL USE
65-2723	KRAUSE, HERBERT H. BOX 704, DONNELLY, IDAHO 83615	10/17/1962	IRRIGATION	4/15 10/15	--- AFA .12 CFS	SWNE S15 T16N R 3E	SWNE(6) S15 T16N R 3E *6*	LICENSE
65-2963	BOULDER MEADOWS IRRIGATION, INC. MC CALL, IDAHO 83638	12/ 9/1965	IRRIGATION	4/15 10/15	--- AFA 6.18 CFS	SWSE S28 T18N R 4E	SAME AS OTHER USE	LICENSE
			IRRIGATION FROM STOR	4/15 10/15	490.00 AFA --- LFS *---*AFA *6.18*CFS		NENE(31) SENE(27) NWNW(13) SWNW(33) SENE(22) NENE(31) NESE(34) NWSE(9) SESE(31) S 1 T17N R 3E NWNW(26) SWNE(21) S 2 T17N R 3E *278*	
65-4026	ELO, WILLIAM ROUTE 1, BOX 63, MC CALL, IDAHO 83638 REMARKS: EXCHANGE WATER WITH ROSEBERRY IRRIGATION DISTRICT.	6/ 1/1966	IRRIGATION	4/15 10/15	--- AFA 1.60 CFS	SENE S 2 T16N R 3E	NENE(40) NWNW(40) S18 T16N R 4E *80*	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	2.70 AFA .05 CFS *---*AFA *1.60*CFS		SAME AS OTHER USE	
65-7006	SCHOOL DISTRICT #421B, VALLEY COUNTY P.O. BOX 967, MC CALL, IDAHO 83638	7/13/1967	IRRIGATION	4/15 10/15	--- AFA .16 CFS	NWNE S15 T16N R 3E	NENE(9) S15 T16N R 3E *9*	LICENSE
65-8776	FREEBURG, EDWARD G. & FREEBURG, LEONA K. ROUTE 1, BOX 91, MC CALL, IDAHO 83638 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-7138 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	12/17/1968	IRRIGATION	4/15 10/15	--- AFA .60 CFS	SENE S25 T18N R 3E	SWNW(30) S36 T18N R 3E *30*	BENEFICIAL USE

SEP 03 2003

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 15, 2003

BOULDER MEADOWS IRRIGATION INC
C/O MILLEMANN PITTENGER MCMAHAN & PEMBERTON LLP
PO BOX 1066
MC CALL ID 83638

RE: Transfer No.: 70275 - Water Rights 65-2963, 65-12007 - Transfer Approval Notice

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's homepage on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

MICROFILMED

SEP 09 2003

If you have any questions, please contact me at 208-327-7940.

Sincerely,

Camila S. Skager
for Jeff Peppersack, Manager
Water Rights Permits Section

JP:klt

Enclosure(s)

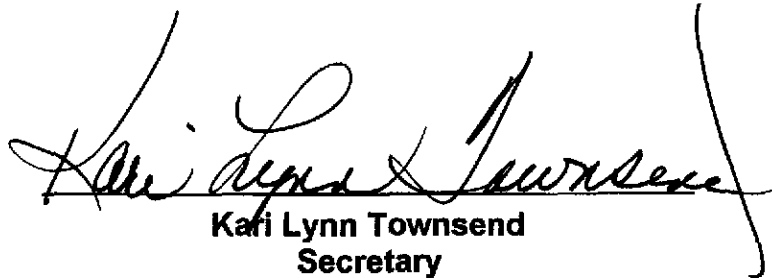
MICROFILMED
SEP 09 2003

CERTIFICATE OF SERVICE

I hereby certify that on April 15, 2003 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

RE: TRANSFER NO. 70275 - WATER RIGHTS 65-12007, 65-2963

**BOULDER MEADOWS IRRIGATION INC
C/O MILLEMANN PITTENGER MCMAHAN & PEMBERTON LLP
PO BOX 1066
MC CALL ID 83638**



**Kari Lynn Townsend
Secretary**

**MICROFILMED
SEP 09 2003**



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 15, 2003

JERRY GREENLAND
WATERMASTER
PO BOX 532
DONNELLY ID 83615

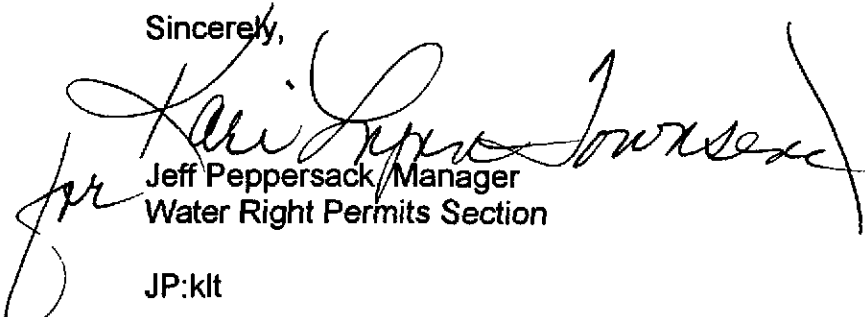
RE: TRANSFER OF WATER RIGHTS 65-2963, 65-12007 - (Transfer 70275)

Dear Jerry:

Enclosed is a copy of the recently approved Transfer of Water Right for the above referenced water rights (Transfer 70275) in the name of Boulder Meadows Irrigation, Inc., c/o Millemann, Pittenger, McMahan & Pemberton, LLP

If you have any questions, please call me at 208-327-7940.

Sincerely,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED
SEP 30 2003

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

RECEIVED

APR 10 2003

FINAL TRANSFER REVIEW SHEET

Department of Water Resources

Trans # 10275 Date Reviewed 11/21/02 Reviewer gRight No(s).* 65-2963 65-12007
Split? Y N Y N Y N Y NAREA OF CONCERN: Y No Y Yes, identify _____RightID's of From & To records correct? Y N (resolve with State Office personnel)

NOTE: Check for Partial Decree issuance, etc. since time of application's entry

PROOF OF OWNERSHIP COMPLETE FOR OLD & NEW P/U Y Lien Holder Release _____

GROUNDWATER:

DRILLING PERMIT

All wells - 046
DP upgrade req'd Y N (contact GW personnel)

WMD - North/East/West

 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 067

WMD

 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 01M or 01Q

SURFACE WATER:

WD

 ≤ 0.20 cfs/others
 > 0.20 cfs

WB, SPRINGS/SINK, INACTIVE WD & REST OF STATE

 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 01M or 01QSTANDARD SEASON 4/15 to 10/31 (use X61 if extended season)STANDARD VOLUME 3 af/ac

CONSUMPTIVE USE VOLUME _____ af/ac (only N/U change)

SUPPLEMENTAL (irr = only use) - 065-104

SUPPLEMENTAL (irr + other uses) - 100-105

USES:

STORAGE - 18C R02-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
 > 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (all BLM/USFS)
MINING - 054-106
FISH PROP - 029(70'S only)-007-122-106
HEAT/COOL - R07 (injection well)
FIRE PROT. - 077
DAIRY - 082 (zoning if a concern)-106-WD8

USES:

POWER - 17H-17K (+uses)-025-106
MUNICIPAL
Restricted area - 022-075 RAFN - 007-109-X64
Irr., GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
- 27A (Payette River)
 > 1 in restricted area - 070-071-075 (no parks/common areas, etc)
Irr use listed separate - WB5

MISC CONDITIONS:

T07 - 1 yr to develop
T09 - comply or rescind
T17 - measure all p/d's (used with WB4)
T18 - Special T17 & R43 combined -
multiple pds in WDProtested - 020-X19
Water Quality - 106-R07

X27 - Number of acres/season in ppu

X35 - Combined totals of multiple rts

X49 - measure p/d's (source chg'd to orig trib)

X51 - 2+ yrs to develop

X53 - Use ltd to orig. source availability

X54 - forfeited ac/rate (used rarely)

X55 - (transfer shrinks total water to less ac)

004 - no right-of-way

X58 - pending claim (statutory or AJ b/u claim)

X61 - extended irr season

X62 - replaces N11 and N13

X63 - replaces C12

WB4 - + p/ds, cfs & afa (used with T17)

WD8 - land application of waste water

01Q - used instead of 01M when there's another meas. Cond (i.e. T17 & 01m)

Apply one to chg'd and unchg'd rts:

T09 - on-going SRBA (no Dir Rpt
or Recomm yet)T19 replaces C18
(if at Recommendation
or Partial Decree stage)T20 - use instead of T09 where
not ongoing in SRBAOTHER CONDITIONS C20

COMMENTS

Database files updated _____

Approval form saved YShape files created Y (optional printing)

Special Mailing Instructions (cc's, etc) _____

S.O. ONLY: Final database update after approval Y *Comment to WR No(s). 65-2963 & 65-12007

4-14-03

k. ☒ Overlapping rights for current & proposed scenarios

Current _____

Proposed _____

1 ☒ SRBA Claim(s) _____

m. ☒ Comment letters _____ Yes as follows _____ No
☒ Water District # 65D _____ IDFG _____ Other, list below
or see attached

PUBLICATION REVIEW

1. Comment Letters

Watermaster comments received 3/3/03 (date)

Other comment letters received _____ Yes ☒ No

2. Affidavit of publication received: ☒ Yes

3. Published correctly: ☒ Yes _____ No

If No, re-publication required: _____ Yes _____ No

4. Protests received: _____ Yes ☒ No _____ If yes, acknowledgement sent

RECOMMENDATIONS

See electronic transfer folder.

Folder name = applicant last name + transfer application #.

Recommendations = see file name "draft approval" &/or "review memo"

FORWARDING FILE TO S.O. – see Supplemental Checklist for Scanning

1. Scanning completed & Supplemental Review Sheet filed in Western WR file(s) _____ Yes

2. File forwarded to S.O. 4-8-03 Date

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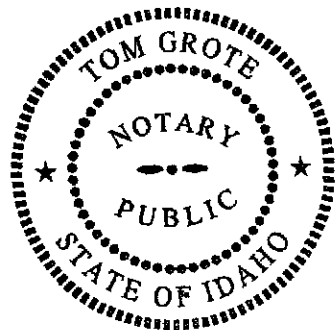
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Carol J. Wright

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STATE OF IDAHO

COUNTY OF VALLEY

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Tom Grote

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Residing at McCall, Idaho
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KARL J DREHER, Director 2tc3/13

MICROFILMED

APR 14 2003

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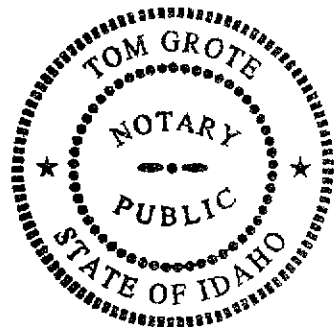
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Carol J. Wright

Subscribed and sworn before me this the 28th day of February, 2003.
STATE OF IDAHO

COUNTY OF VALLEY }

On this 28th day of February, in the year of 2003, before me, a Notary Public, personally appeared Carol J Wright, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same



Tom Grote

Tom Grote
Notary Public for Idaho
Residing at McCall, Idaho
Commission Expires 2/8/06

RECEIVED

MAR 03 2003

WATER RESOURCES
WESTERN REGION

THE FOLLOWING APPLICATION(S)
HAVE BEEN FILED TO APPROPRI-
ATE THE PUBLIC WATERS OF THE
STATE OF IDAHO:

65-22708
DONALD LOJEK
1344 RIMROCK CT
BOISE ID 83712
Point(s) of Diversion SWNE S28 T16N
R03E VALLEY County Source GROUND
WATER
Use IRRIGATION 04/15 To 10/31 0 02
CFS
Total Diversion 0 02 CFS
Date Filed: 07/19/2002
Place Of Use: IRRIGATION
T16N R03E S28 SWNE
Number of Acres 0 5
Remark: Applicant agrees to mitigate con-
sumptive use in the future as needed.
Permits will be subject to all prior water

rights. Protests may be submitted based on the
criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this
application must be filed with the Director,
Dept of Water Resource, Western Region,
2735 Airport Wy, Boise ID 83705 together
with a protest fee of \$25.00 for each application
on or before 03/10/2003. The protestant must
also send a copy of the protest to the applicant.

KARL J DREHER, Director

NOTICE OF PROPOSED CHANGE OF
WATER RIGHT

TRANSFER NO 70275

BOULDERMEADOWS IRRIGATION
INC

C/O MILLEMANN PITTENGER
MCMAHAN & PEMBERTON LLP
PO BOX 1066

MC CALL ID 83638, has filed Application
No. 70275 for changes to the following water
rights within VALLEY County

Right No 65-2963

Priority 12/9/1965

Source BOULDER CREEK

Use IRRIGATION 6 18 CFS

IRRIGATION FROM STORAGE (0 acres)

IRRIGATION STORAGE

Total Amount 6 18 CFS 490 0 AFA

Point(s) of Diversion S28 T18N R04E

Place of Use S1 T17N R03E S36 T18N

R03E

Right No. 65-12007

Priority 9/30/1977

Source BOULDER CREEK

Use IRRIGATION FROM STORAGE

(0 80 0 AFA acres)

IRRIGATION STORAGE

Total Amount 80 0 AFA

Point(s) of Diversion S28 T18N R04E

Place of Use S1 T17N R03E

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of the protest to the applicant

KARL J DREHER, Director 2tc2/27



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 20, 2003

JERRY GREENLAND
PO BOX 532
503 WITHERS LN
DONNELLY ID 83615

Re: Application for Transfer No. 70275 in the Name of Boulder Meadows Irrigation, Inc.

Dear Watermaster:

Enclosed is a copy of the above-referenced application for permit. Also enclosed is a form for your recommendation concerning this application.

Please review the application. We must have your comments within two weeks.

If you have any questions or need information, feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Lori Graves".

Lori Graves

LG:lm

Encl: Copy of Application
Recommendation of Watermaster Form

*I Jerry Greenland Have no conflict with
Boundary changes on the Carey Ranch.*

A handwritten signature in cursive script that reads "Jerry Greenland".
3/3/03

MICROFILMED

SEP 09 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

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If you have any questions or need information, feel free to contact this office.

Sincerely,

Lori Graves

LG:lm

Encl: Copy of Application
Recommendation of Watermaster Form

MICROFILMED

SEP 09 2003

Mattson, Lisa

To: eleitzin@idfg.state.id.us

February 19, 2003

ERIC LEITZINGER
STATE OF IDAHO
DEPT OF FISH & GAME

Re Application for Water Right No. 78-12190 in the Name of Tony &/or Billie Cesario.
Application for Water Right No. 57-11619 in the Name of Bruce &/or Terry Reuck.
Application for Water Right No. 65-22765 in the Name of David Little Farms.
Application for Water Right No. 65-22764 in the Name of Brandon Howerton.
Application for Transfer No. 70276 in the Name of John &/or Deborah Edwards.
Application for Transfer No. 70262 in the Name of Ballentyne Ditch Co.
Application for Transfer No. 70266 in the Name of New Union Ditch Co.
Application for Transfer No. 70275 in the Name of Boulder Meadows Irrigation Inc.
Application for Transfer No. 70376 in the Name of David Little Farms.

Dear Mr. Leitzinger:

Attached are copies of the above-referenced applications that the proposed use is from surface water. Please review the applications and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of any of these applications, your written protest along with the \$25.00 protest fee for each application protested, must be received in this office by March 10, 2003.

If you have any questions regarding the application, please contact the following agents at this office:

Dan Nelson.

Application for Water Right No. 78-12190 in the Name of Tony &/or Billie Cesario
Application for Water Right No. 57-11619 in the Name of Bruce &/or Terry Reuck

Lori Graves:

Application for Water Right No. 65-22765 in the Name of David Little Farms.
Application for Water Right No. 65-22764 in the Name of Brandon Howerton
Application for Transfer No. 70276 in the Name of John &/or Deborah Edwards.
Application for Transfer No. 70262 in the Name of Ballentyne Ditch Co.
Application for Transfer No. 70266 in the Name of New Union Ditch Co.
Application for Transfer No. 70275 in the Name of Boulder Meadows Irrigation Inc.
Application for Transfer No. 70376 in the Name of David Little Farms

Sincerely,

Lisa Mattson
Water Resources Agent
Idaho Department of Water Resources
2735 Airport Way
Boise ID 83705
334-2190 phone
334-2348 fax

MICHELLE

FEB 20 2003



57-11619.pdf



78-12190.pdf



65-22765.pdf



65-22764.pdf



Application.pdf



Application.pdf



Application.pdf



Application.pdf

70276



Application
amended.pdf

70262

70266

70275

70376

MICRO
100-200

MILLEMANN, PITTENGER, McMAHAN & PEMBERTON, LLP
ATTORNEYS AT LAW
706 NORTH FIRST
POST OFFICE BOX 1066
MCCALL, IDAHO 83638

BRIAN L. McMAHAN
Email blm@citlink.net

TELEPHONE (208) 634-7641
FACSIMILE (208) 634-4516

RECEIVED
SEP 23 2002
WATER RESOURCES
WESTERN REGION

September 20, 2002

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED # 7001 1940 0002 4949 6200

Idaho Department Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

Re: Application for Transfer of 65-02963 and 65-12007

Dear IDWR:

Attached is an Application for Transfer of the above-referenced water rights. Please file it and return a conformed copy of the first page to us in the self-addressed stamped return *✓st* envelope which is provided for your convenience. Also enclosed is a check in the amount of \$490.00 to cover the filing fee. If you have any technical questions, please refer to Terry Scanlan at (208) 383-4140. Thank you.

Sincerely,

Brian L. McMahon

BRIAN L. McMAHAN

BLM/sp
Encs.
cc: client
Terry Scanlan
Jim Fronk

MICROFILMED
SEP 23 2002

10/16/02
FAXED

MILLEMANN, PITTENGER, McMAHAN & PEMBERTON, LLP

ATTORNEYS AT LAW

708 NORTH FIRST
POST OFFICE BOX 1066
MCCALL, IDAHO 83638

BRIAN L. McMAHAN
EMAIL blm@cittlink.net

TELEPHONE (208) 634-7641
FACSIMILE (208) 634-4516

October 16, 2002

VIA FACSIMILE (208) 334-2348 and REGULAR MAIL

State of Idaho Department of Water Resources
Western Region
Attn: Steve Lester
2735 Airport Way
Boise, ID 83705-5082

RECEIVED
OCT 17 2002
WATER RESOURCES
WESTERN REGION

Re: Application for transfer/water right #65-02963 and #65-12007

Dear Steve:

This letter will follow my telephone conversation with Rob Whitney on the afternoon of October 15, 2002, regarding the above-referenced Transfer Application. Said Application was filed on September 23, but has not yet been assigned a transfer number, so I am enclosing a copy of the first page of the Application for your ease of reference.

The purpose of this letter is to request expedited processing of the Application. Please ask your staff to do all they can to expedite the process so that legal publication can begin asap! Thank you.

Sincerely,

Brian L. McMahon

BRIAN L. McMAHAN

BLM/sp

Encs.

cc: Rob Whitney, IDWR
Client w/encs.

MICROFILMED
SEP 09 2003

Transfer No. _____

COPY

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of Applicant Boulder Meadows Irrigation, Inc. 7641
c/o Millemann, Pittenger, McMahan & Pemberton, LLP 208-634-7461
 Post Office address P.O. Box 1066, McCall, ID 83638

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 A portion of the land within the existing company boundary is being developed for residential and recreational purposes. Some currently irrigated lands will be removed from irrigation. The transfer proposes expanding the Company boundary to allow irrigation of new lands. No change in total irrigated area is proposed.

8. 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
65-2963	12/9/1965	6.18 cfs	irrigation	4/15 to 10/15
		490 ac-ft	irr. from stg.	4/15 to 10/15
		490 ac-ft	irr. storage	1/01 to 12/31
65-12007	9/30/1977	80 ac-ft	irr. from stg.	4/15 to 10/15
		80 ac-ft	irr. storage	1/01 to 12/31
2. Total amount of water being transferred <u>6.18</u> cubic feet per second and/or <u>570</u> acre-feet per annum.				
3. Source of water <u>Boulder Creek</u> tributary to <u>Cascade Reservoir</u>				

4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use: see map

[illegible]

RECEIVED

SEP 23 2002

~~WATER RESOURCES~~
WESTERN REGION

~~SECRET~~

SEP 09 2003

Total Acres	350
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