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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69173

This is to certify that: JIM W TARPLEY
BOX 1140
DUBOIS ID 83423
(208)657-2500

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
32-11147	WR/Decreed	06/23/1958		50.0 af	675.0	675.0	BLUE CREEK, SPRINGS
32-7120	WR/Decreed	09/25/1981	1.06 cfs	220.5 af	63.0	80.0	GROUND WATER
32-2023	WR/Decreed	05/21/1910	1.60 cfs			80.0	BLUE CREEK, BLUE CREEK SPRING, SPRINGS

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
32-11147	NO	NO	NO	NO	NO	NO
32-7120	NO	NO	NO	NO	NO	NO
32-2023	YES	YES	YES	NO	YES	YES

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
32-11147		N/A	N/A	N/A	N/A	32-11147	N/A	200.0 af	N/A	675.0
32-7120		N/A	N/A	N/A	N/A	32-7120	1.06 cfs	220.5 af	63.0	80.0
32-2023	32-13198	0.04 cfs	5.0 af	N/A	N/A	32-13197	1.56 cfs	N/A	N/A	78.0
TOTALS		0.04 cfs	5.0 af	N/A	N/A		1.56 cfs	N/A	N/A	675.0

Detailed Water Right Description(s) attached

Dated this 26th day of June, 2002


Acting Chief, Water Allocation Bureau

MICROFILMED
JUL 10 2002

WATER RIGHT NO. 32-7120
As Modified by Transfer No. 69173

In accordance with the approval of Transfer No. 69173, Water Right No. 32-7120 is now described as follows.

Right Holder: JIM W TARPLEY
 BLUE SPRINGS RANCH
 HC 61 BOX 1140
 DUBOIS ID 83423

Priority Date: 09/25/1981

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	1.06 CFS	220.5 AF
			1.06 CFS	220.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSE Sec. 25 Twp 10N Rge 33E CLARK 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	
09N 34E 5						4.0											4.0
10N 34E 32						4.0			40.0	36.0							76.0

Total Acres: 80

CONDITIONS OF APPROVAL

1. Use of this right with rights listed below is limited to a total combined diversion rate of 1.56 cfs. Combined Right Nos.: 32-11147 & 32-13197.
2. Use of this right with the rights listed below is limited to the irrigation of a combined total of 78.0 acres in a single irrigation season. Combined Right Nos.: 32-11147 & 32-13197.
3. This right is limited to the irrigation of 63.0 acres within the place of use described above in a single irrigation season.

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JUL 10 2002

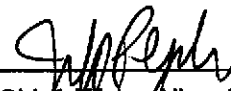
WATER RIGHT NO. 32-7120
As Modified by Transfer No. 69173

CONDITIONS OF APPROVAL

4. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 26th day of June, 2002



Acting Chief, Water Allocation Bureau

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JUL 10 2002

WATER RIGHT NO. 32-11147
As Modified by Transfer No. 69173

In accordance with the approval of Transfer No. 69173, Water Right No. 32-11147 is now described as follows.

Right Holder: JIM W TARPLEY
 BLUE SPRINGS RANCH
 HC 61 BOX 1140
 DUBOIS ID 83423

Priority Date: 06/23/1958

Source: BLUE CREEK SPRINGS **Tributary:** SINKS
 BLUE CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION FROM STORAGE	04/01	to 10/31		200.0 AF
IRRIGATION STORAGE	01/01	to 12/31		200.0 AF
RECREATION STORAGE	01/01	to 12/31		50.0 AF
				200.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRINGS NESENW Sec. 25 Twp 10N Rge 33E CLARK County

BLUE CREEK NESWNW Sec. 26 Twp 10N Rge 33E CLARK County

BLUE CREEK SENESW Sec. 26 Twp 10N Rge 33E CLARK County

BLUE CREEK Lot 4 SWSW Sec. 30 Twp 10N Rge 34E CLARK County

PLACE OF USE: IRRIGATION FROM STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09N 33E 1	39.0			40.0									25.0				104.0
	L 1																
09N 34E 5						4.0											4.0
						L 4											
09N 34E 6	22.0	37.0	5.0		40.0	40.0	38.0	23.0	4.0								209.0
	L 1	L 2			L 3	L 4	L 5		L 6								
10N 34E 30										2.0	2.0						4.0
										L 4							
10N 34E 31					35.0	10.0	35.0	40.0	40.0	40.0	40.0	38.0					278.0
						L 1	L 2			L 3	L 4						
10N 34E 32										40.0	36.0						76.0

Total Acres: 675

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AUG 10 2002

WATER RIGHT NO. 32-11147
As Modified by Transfer No. 69173

PLACE OF USE: IRRIGATION STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
10N 34E 30	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
											X						
											L 4						

PLACE OF USE: RECREATION STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
10N 34E 30	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
											X						
											L 4						

CONDITIONS OF APPROVAL

1. The facility volume is 50.0 af.
2. Use of this right with the rights listed below is limited to the irrigation of a combined total of 78.0 acres in a single irrigation season. Combined Right Nos.: 32-07120 & 32-13197.
3. Use of this right with the rights listed below is limited to the irrigation of a combined total of 646.0 acres in a single irrigation season. Combined Right Nos.: 32-7026, 32-7070, 32-7085 & 32-2101.
4. The following rights are also diverted through the point of diversion describe above: 32-13197 & 32-13198.
5. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 26th day of June, 20 02


Acting Chief, Water Allocation Bureau

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JUL 10 2002

WATER RIGHT NO. 32-13197
As Modified by Transfer No. 69173

In accordance with the approval of Transfer No. 69173, Water Right No. 32-13197 is now described as follows.

Right Holder: JIM W TARPLEY
 BLUE SPRINGS RANCH
 HC 61 BOX 1140
 DUBOIS ID 83423

Priority Date: 05/21/1910

Source: BLUE CREEK
 BLUE CREEK SPRING
 SPRINGS

Tributary: SINKS
 BLUE CREEK
 BLUE CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	1.56 CFS	
			1.56 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SPRINGS NESENW Sec. 25 Twp 10N Rge 33E CLARK County

BLUE CREEK SPRING NESWNW Sec. 26 Twp 10N Rge 33E CLARK County

SPRINGS SENESW Sec. 26 Twp 10N Rge 33E CLARK County

BLUE CREEK Lot 4 NESWSW Sec. 30 Twp 10N Rge 34E CLARK 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	
09N 34E 5						4.0											4.0
10N 34E 32						L 4			38.0	36.0							74.0

Total Acres: 78

CONDITIONS OF APPROVAL

1. Use of this right with rights listed below is limited to a total combined diversion rate of 1.56 cfs. Combined Right Nos.: 32-7120 & 32-11147.
2. Use of this right with the rights listed below is limited to the irrigation of a combined total of 78.0 acres in a single irrigation season. Combined Right Nos.: 32-07120, 32-11147.

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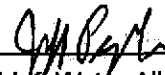
WATER RIGHT NO. 32-13197
As Modified by Transfer No. 69173

CONDITIONS OF APPROVAL

3. The following rights are also diverted through point of diversion described above: 32-11147 & 32-13198.
4. Right includes accomplished change in source pursuant to Section 42-1425, Idaho Code.
5. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
6. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
7. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 26th day of June, 20 02



Acting Chief, Water Allocation Bureau

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JUL 10 2002

WATER RIGHT NO. 32-13198
As Modified by Transfer No. 69173

In accordance with the approval of Transfer No. 69173, Water Right No. 32-13198 is now described as follows.

Right Holder: JIM W TARPLEY
 BLUE SPRINGS RANCH
 HC 61 BOX 1140
 DUBOIS ID 83423

Priority Date: 05/21/1910

Source: BLUE CREEK SPRING
 SPRINGS

Tributary: BLUE CREEK
 BLUE CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	12/31	0.04 CFS	5.0 AF
			0.04 CFS	5.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRINGS NESENW Sec. 25 Twp 10N Rge 33E CLARK County

BLUE CREEK SPRING NESWNW Sec. 26 Twp 10N Rge 33E CLARK County

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	33E	25																	X

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Right 32-13198 shall not exceed 0.04 cfs, nor total combined annual volume of 5.0 af.
2. Commercial use is for a bottled water plant.
3. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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WATER RIGHT NO. 32-13198
As Modified by Transfer No. 69173

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.
6. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 26th day of June, 20 02



Acting Chief, Water Allocation Bureau

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JUL 10 2002

RECEIVED

NOV 15 2000

Department of Water Resources

2000 NOV 14 AM 11:42

CIS 104 BT-SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

ORDER OF PARTIAL DECREE

For Water Right 32-11147

On August 24, 2000, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 32-11147 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED NOV 14 2000.



BARRY WOOD
Administrative District Judge and
Presiding Judge of the
Snake River Basin Adjudication

ORDER OF PARTIAL DECREE

MICROFILMED

NOV 14 2002

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 32-11147

200 NOV 14 AM 11:42

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: BLUE SPRINGS RANCH
C/O JIM W TARPLEY
HC 61 BOX 1140
DUBOIS, ID 83423

RECEIVED

NOV 15 2000

Department of Water Resources

SOURCE: BLUE CREEK SPRING SPRINGS
BLUE CREEK

TRIBUTARY: BLUE CREEK
BLUE CREEK
SINKS

QUANTITY: 50.00 AFY

PRIORITY DATE: 06/23/1958

POINT OF DIVERSION: T10N R33E S25 NESENW Within Clark County
S26 NESWN
SESESW
R34E S30 LOT 04 (SWSW)

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation Storage	01-01 TO 12-31	50.00 AFY
Irrigation from Storage	04-01 TO 10-31	200.00 AFY
Recreation Storage	01-01 TO 12-31	50.00 AFY

PLACE OF USE:

Irrigation Storage Within Clark County
T10N R34E S30 LOT 04 (SWSW)

Irrigation from Storage Within Clark County
T09N R33E S01 LOT 01 (NENE)39.0
SENE 40.0
NESE 25.0

R34E S05 LOT 04 (NNWN) 4.0	LOT 02 (NNNE)37.0
S06 LOT 01 (NENE)22.0	LOT 03 (NENW)40.0
SWNE 5.0	LOT 05 (SWNW)38.0
LOT 04 (NNWN)40.0	LOT 06 (NWSW) 4.0
SENE 23.0	SESW 2.0
T10N R34E S30 LOT 04 (SWSW) 2.0	LOT 01 (NNWN)10.0
S31 NENW 35.0	SENE 40.0
LOT 02 (SWNW)35.0	LOT 03 (NWSW)40.0
NESW 40.0	SESW 38.0
LOT 04 (SWSW)40.0	SWSW 36.0
S32 NWSW 40.0	

675.0 Acres Total

Recreation Storage Within Clark County
T10N R34E S30 LOT 04 (SWSW)

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 80 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 32-02023, 32-07120

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 646 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 32-07026, 32-07070,
32-07085, 32-02101

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 32-11147

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JUL 10 2002

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED

NOV 15 2000

Department of Water Resources

2000 NOV 14 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

CERTIFICATE OF MAILING

Water Right(s): 32-11147

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 32-11147 was mailed
on November 14, 2000, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

BLUE SPRINGS RANCH
Represented by:
CHARLES C. JUST
PO BOX 50271
IDAHO FALLS, ID 83405
Phone: 208-523-9106

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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JUL 10 2002

PAGE 1
11/14/00

MEMORANDUM

TO: FILE 32-11147
FROM: VAULT
RE: TRANSFER # 69173
DATE: 6-24-2002

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**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 32-02023

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JUL 10 2002