

Transfer No. 71539
Receipt No. S027049

AMENDED

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

AMENDED

1. Applicant Information LITA WEST
PO BOX 867
BELLEVUE ID 83313
(208) 481-1411

RECEIVED
FEB 03 2005
Department of Water Resources
Southern Region

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

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

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
37-12380	WR/Beneficial Use	0.23				GROUND WATER

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
37-12380	NO	YES	YES	YES	NO	NO

Describe the reason for the proposed changes

My existing well has had a major sand/clay problem this year, and has gotten to the state of being nearly unusable. The well was drilled down to 300 feet with no change in formation, so a replacement well is needed at a different location further east. **I wish to retain the old well and add the new well.** Also, two additional stock troughs were added in other tracts about 1987 without being properly recorded. So am adding these tracts to my water right to get the record up to date.

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
37-12380	0.23 cfs			
TOTAL	0.23 cfs			

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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.

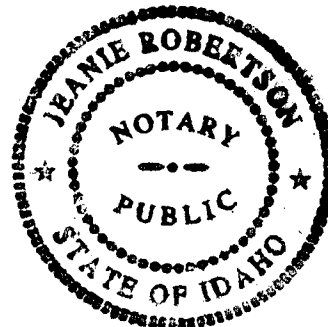
Chad E. Burkhart (power of attorney)
(Signature of Applicant)

Representative
(Title or Office)

Subscribed and sworn to before me this 3rd day of Feb., 20 05.

Jeanie Robertson
(Notary Public)

My commission expires 9-23-06



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

Current Water Right No. 37-12380

Priority Date: December 31, 1920
Origin: Water Right
Basis: Decreed
Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
DOMESTIC	01/01 12/31	0.06 CFS		
STOCKWATER	01/01 12/31	0.23 CFS		
Total Diversion		0.23 CFS		

Source and Point(s) of Diversion:

GROUND WATER SWNENE Sec. 20 Twp 01S Rge 21E BLAINE County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	Totals
01S	21E	20	X				

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	Totals
01S	21E	20	X				

Conditions/Remarks:

1. THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. STOCKWATER 1000 BEEF CATTLE.
PARCEL NO. RP01S210202860

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Documentation of Ownership of the Current Place of Use

IDWR Records

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
NO

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

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

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

Proposed Water Right No. 37-12380

Priority Date: December 31, 1920

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
DOMESTIC	01/01 12/31	0.06 CFS		
STOCKWATER	01/01 12/31	0.23 CFS		
Total Diversion		0.23 CFS		

Source and Point(s) of Diversion:

GROUND WATER SWNENE Sec. 20 Twp 01S Rge 21E BLAINE County

GROUND WATER SENWNW Sec. 21 Twp 01S Rge 21E BLAINE County

Describe the proposed diversion system

Point of Diversion # 1 old existing well

Point of Diversion # 2 Replacement well, motor, pump, mainline to existing well house, home, and stock troughs

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01S 21E 20	X																

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01S 21E 20	X			X													
01S 21E 21							X										

LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

I, Lita West, hereby nominate and appoint Charles E. Brockway as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to any and all applications, transfers, and stipulations associated water rights on the West Ranch in Dry Creek Canyon, Carey Idaho before the Idaho Department of Water Resources.

in Blaine County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications, and transfers above-mentioned. Further, I hereby declare that each and every application, transfer, agreement, receipt, or payment which shall be by my said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these present. This Limited Power of Attorney will become void upon approval, denial or withdrawal of the above referenced applications.

Dated this 22 day of November 2004.

Lita West

Signature

Signature

State of Idaho)

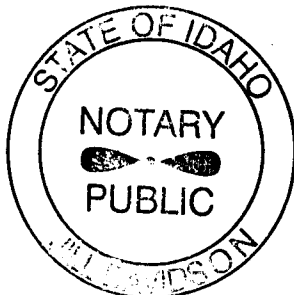
County of Twin Falls)

ss.

On this 22nd Day of November, 2004, before me, a Notary Public in and for said County and State, personally appeared Lita West, known or identified to me to be the individual whose name and subscription to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

S
E
A
L



Jill Davidson
Notary Public
In and for said State and County

11-18-2010
My Commission Expires