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Documents
In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 66956

This is to certify that: ORLO H MAUGHAN FAMILY REVOCABLE TRUST
 453 W 900 N
 RUPERT ID 83350
 (208)431-4120

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>
36-7964A	WR/License	02/09/1981	2.00 cfs		390.0	390.0	GROUND WATER
36-7964B	WR/License	02/09/1981	3.70 cfs	788.0 af	222.0	222.0	GROUND WATER
36-2378	WR/Decreed	03/10/1959	1.82 cfs		235.0	235.0	GROUND WATER
36-15191	WR/Decreed	06/15/1981	0.45 cfs		235.0	235.0	GROUND WATER
36-2362	WR/Decreed	11/12/1958	1.20 cfs		235.0	235.0	GROUND WATER
36-7883B	WR/Decreed	01/15/1980	1.49 cfs	448.0 af	112.0	112.0	GROUND WATER
36-2266	AJC/Decreed	08/19/1954	2.14 cfs	620.0 af	155.0	155.0	GROUND WATER
36-7669	AJC/Decreed	01/17/1977	2.36 cfs	480.0 af	120.0	120.0	GROUND WATER

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>
36-7964A	NO	NO	YES	YES	NO	NO
36-7964B	NO	NO	YES	YES	NO	NO
36-2378	NO	NO	YES	YES	NO	NO
36-15191	NO	NO	YES	YES	NO	NO
36-2362	NO	NO	YES	YES	NO	NO
36-7883B	NO	NO	YES	YES	NO	NO
36-2266	NO	NO	YES	YES	NO	NO
36-7669	NO	NO	YES	YES	NO	NO

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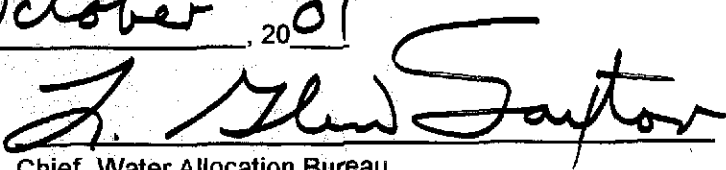
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 66956

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
36-7964A	36-7964A	2.08 cfs	960 af	240.0	1,100.0	36-7964A	2.08 cfs	960 af	240.0	1,100.0
36-7964B	36-7964B	3.7 cfs	788 af	197.0	1,100.0	36-7964B	3.7 cfs	788 af	197.0	1,100.0
36-2378	36-2378	1.82 cfs	480 af	120.0	1,100.0		N/A	N/A		N/A
36-15191	36-15191	0.45 cfs	140 af	35.0	1,100.0		N/A	N/A		N/A
36-2362	36-2362	1.2 cfs	320 af	80.0	1,100.0		N/A	N/A		N/A
36-7883B	36-7883B	1.49 cfs	448 af	112.0	1,100.0		N/A	N/A		N/A
36-2266	36-2266	2.14 cfs	620 af	155.0	1,100.0		N/A	N/A		N/A
36-7669	36-7669	2.36 cfs	480 af	120.0	1,100.0		N/A	N/A		N/A
TOTALS		14.04 cfs	3276 af	819	1100		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 17th day of October, 2001


Chief, Water Allocation Bureau

MICROFILMED

APR 13 2001

WATER RIGHT NO. 36-2362
As Modified by Transfer No. 66956

In accordance with the approval of Transfer No. 66956, Water Right No. 36-2362 is now described as follows.

Right Holder: ORLO H MAUGHAN
 453 W 900 N
 RUPERT ID 83350
 And/Or

LAUREL W MAUGHAN
 453 W 900 N
 RUPERT ID 83350

Priority Date: 11/12/1958

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.20 CFS	320.0 AF
			1.20 CFS	320.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESE	Sec. 12 Twp 07S	Rge 22E	LINCOLN County
GROUND WATER	NWNESE	Sec. 17 Twp 07S	Rge 23E	LINCOLN County
GROUND WATER	SWSESE	Sec. 17 Twp 07S	Rge 23E	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	
07S 22E 12													40.0			40.0	80.0
07S 23E 7														41.0	1.0		42.0
07S 23E 8							40.0			40.0	35.0						115.0
07S 23E 17	39.0	40.0	40.0	35.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		39.0	40.0	40.0	37.0	590.0
07S 23E 18	34.0	41.0		40.0									40.0			40.0	195.0
07S 23E 20	39.0	39.0															78.0

Total Acres: 1100

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

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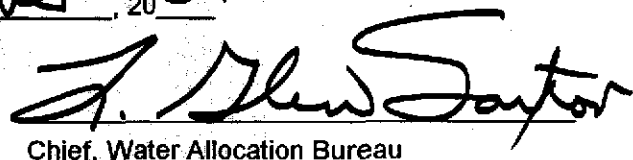
WATER RIGHT NO. 36-2362
As Modified by Transfer No. 66956

CONDITIONS OF APPROVAL

5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. The total instantaneous diversion of water from all points of diversion under Rights 36-2266, 26-2362, 36-2378, 36-7669, 36-7883A, 36-7964A, 36-7964B and 36-15191 shall not exceed 14.04 cfs, nor total combined annual volume of 3276.0 af.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. Rights 36-2362, 36-2378 and 36-15191 when combined shall not exceed a total diversion rate of 3.02 cfs, a total annual maximum diversion volume of 940.0 af at the field headgate, and the irrigation of 235 acres.
9. This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.
10. 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 17th day of October, 2001


Chief, Water Allocation Bureau

RECEIVED

OCT 13 2001

WATER RIGHT NO. 36-2378
As Modified by Transfer No. 66956

In accordance with the approval of Transfer No. 66956, Water Right No. 36-2378 is now described as follows.

Right Holder: ORLO H MAUGHAN
 453 W 900 N
 RUPERT ID 83350
 And/Or

LAUREL W MAUGHAN
 453 W 900 N
 RUPERT ID 83350

Priority Date: 03/10/1959

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.82 CFS	480.0 AF
			1.82 CFS	480.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESE	Sec. 12 Twp 07S	Rge 22E	LINCOLN County
GROUND WATER	NWNESE	Sec. 17 Twp 07S	Rge 23E	LINCOLN County
GROUND WATER	SWSESE	Sec. 17 Twp 07S	Rge 23E	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	
07S 22E 12													40.0			40.0	80.0
07S 23E 7															41.0	1.0	42.0
07S 23E 8							40.0			40.0	35.0				L 4		115.0
07S 23E 17	39.0	40.0	40.0	35.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		39.0	40.0	40.0	37.0	590.0
07S 23E 18	34.0	41.0		40.0									40.0			40.0	195.0
07S 23E 20	39.0	39.0															78.0

Total Acres: 1100

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

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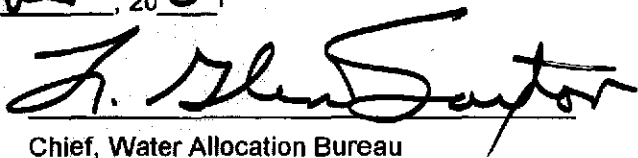
WATER RIGHT NO. 36-2378
As Modified by Transfer No. 66956

CONDITIONS OF APPROVAL

5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. The total instantaneous diversion of water from all points of diversion under Rights 36-2266, 26-2362, 36-2378, 36-7669, 36-7883A, 36-7964A, 36-7964B and 36-15191 shall not exceed 14.04 cfs, nor total combined annual volume of 3276.0 af.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. Rights 36-2362, 36-2378 and 36-15191 when combined shall not exceed a total diversion rate of 3.02 cfs, a total annual maximum diversion volume of 940.0 af at the field headgate, and the irrigation of 235 acres.
9. This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.
10. 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 17th day of October, 2001


Chief, Water Allocation Bureau

MODIFIED

NOV 13 2001

WATER RIGHT NO. 36-7883B
As Modified by Transfer No. 66956

In accordance with the approval of Transfer No. 66956, Water Right No. 36-7883B is now described as follows.

Right Holder: ORLO H MAUGHAN FAMILY REVOCABLE TRUST
 453 W 900 N
 RUPERT ID 83350

Priority Date: 01/15/1980

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	1.49 CFS	448.0 AF
			1.49 CFS	448.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESE	Sec. 12 Twp 07S	Rge 22E	LINCOLN County
GROUND WATER	NWNESE	Sec. 17 Twp 07S	Rge 23E	LINCOLN County
GROUND WATER	SWSESE	Sec. 17 Twp 07S	Rge 23E	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	
07S 22E 12													40.0			40.0	80.0
07S 23E 7															41.0	1.0	42.0
07S 23E 8							40.0			40.0	35.0				L 4		115.0
07S 23E 17	39.0	40.0	40.0	35.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		39.0	40.0	40.0	37.0	590.0
07S 23E 18	34.0	41.0		40.0									40.0			40.0	195.0
07S 23E 20	39.0	39.0															78.0
		L 1															

Total Acres: 1100

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

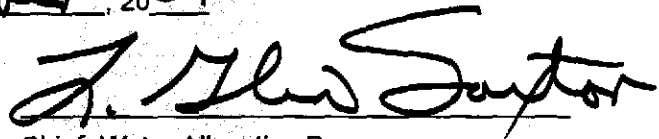
WATER RIGHT NO. 36-7883B
As Modified by Transfer No. 66956

CONDITIONS OF APPROVAL

5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. The total instantaneous diversion of water from all points of diversion under Rights 36-2266, 26-2362, 36-2378, 36-7669, 36-7883A, 36-7964A, 36-7964B and 36-15191 shall not exceed 14.04 cfs, nor total combined annual volume of 3276.0 af.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 7/22/2001.
9. This right is limited to the irrigation of 112 acres within the place of use described above in a single irrigation season.
10. 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 17th day of October, 2001


Chief, Water Allocation Bureau

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WATER RIGHT NO. 36-7964A
As Modified by Transfer No. 66956

In accordance with the approval of Transfer No. 66956, Water Right No. 36-7964A is now described as follows.

Right Holder: EASTERN IDAHO AGRICULTURAL CREDIT ASSN
 PO BOX D
 BURLEY ID 83318

Priority Date: 02/09/1981

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	2.00 CFS	960.0 AF
			2.00 CFS	960.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESE	Sec. 12 Twp 07S	Rge 22E	LINCOLN County
GROUND WATER	NWNESE	Sec. 17 Twp 07S	Rge 23E	LINCOLN County
GROUND WATER	SWSESE	Sec. 17 Twp 07S	Rge 23E	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	
07S 22E 12													40.0			40.0	80.0
07S 23E 7															41.0	1.0	42.0
07S 23E 8							40.0			40.0	35.0				L 4		115.0
07S 23E 17	39.0	40.0	40.0	35.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		39.0	40.0	40.0	37.0	590.0
07S 23E 18	34.0	41.0		40.0									40.0			40.0	195.0
07S 23E 20	39.0	39.0															78.0

Total Acres: 1100

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

MONO LINE

SEP 13 2001

WATER RIGHT NO. 36-7964A
As Modified by Transfer No. 66956

CONDITIONS OF APPROVAL

5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. The total instantaneous diversion of water from all points of diversion under Rights 36-2266, 26-2362, 36-2378, 36-7669, 36-7883A, 36-7964A, 36-7964B and 36-15191 shall not exceed 14.04 cfs, nor total combined annual volume of 3276.0 af.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. Rights 36-2266, 36-2362, 36-2378, 36-7964A, 36-7964B and 36-15191 when combined shall not exceed a total diversion rate of 10.19 cfs.
9. This right is limited to the irrigation of 240 acres within the place of use described above in a single irrigation season.
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

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 17th day of October, 2001


Chief, Water Allocation Bureau

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NOV 13 2001

WATER RIGHT NO. 36-7964B

As Modified by Transfer No. 66956

In accordance with the approval of Transfer No. 66956, Water Right No. 36-7964B is now described as follows.

Right Holder: ORLO H MAUGHAN

453 W 900 N

RUPERT ID 83350

And/Or

LAUREL W MAUGHAN

453 W 900 N

RUPERT ID 83350

Priority Date: 02/09/1981**Source:** GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	3.70 CFS	788.0 AF
			3.70 CFS	788.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESE	Sec. 12 Twp 07S	Rge 22E	LINCOLN County
GROUND WATER	NWNESE	Sec. 17 Twp 07S	Rge 23E	LINCOLN County
GROUND WATER	SWSESE	Sec. 17 Twp 07S	Rge 23E	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	
07S 22E 12													40.0			40.0	80.0
07S 23E 7															41.0	1.0	42.0
07S 23E 8							40.0			40.0	35.0				L 4		115.0
07S 23E 17	39.0	40.0	40.0	35.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		39.0	40.0	40.0	37.0	590.0
07S 23E 18	34.0	41.0		40.0									40.0			40.0	195.0
07S 23E 20	39.0	39.0															78.0

Total Acres: 1100

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

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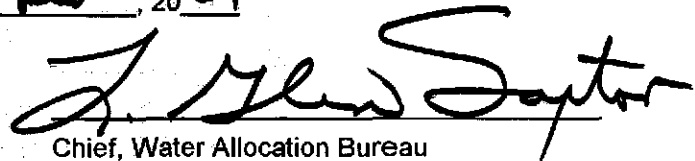
WATER RIGHT NO. 36-7964B
As Modified by Transfer No. 66956

CONDITIONS OF APPROVAL

4. The total instantaneous diversion of water from all points of diversion under Rights 36-2266, 26-2362, 36-2378, 36-7669, 36-7883A, 36-7964A, 36-7964B and 36-15191 shall not exceed 14.04 cfs, nor total combined annual volume of 3276.0 af.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. Rights 36-2266, 36-2362, 36-2378, 36-7964A, 36-7964B and 36-15191 when combined shall not exceed a total diversion rate of 10.19 cfs.
7. This right is limited to the irrigation of 197 acres within the place of use described above in a single irrigation season.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

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 17th day of October, 2001


Chief, Water Allocation Bureau

MICROFILMED

SEP 13 2001

WATER RIGHT NO. 36-15191
As Modified by Transfer No. 66956

In accordance with the approval of Transfer No. 66956, Water Right No. 36-15191 is now described as follows.

Right Holder: ORLO H MAUGHAN
 453 W 900 N
 RUPERT ID 83350
 And/Or

LAUREL W MAUGHAN
 453 W 900 N
 RUPERT ID 83350

Priority Date: 06/15/1981

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.45 CFS	140.0 AF
			0.45 CFS	140.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESE	Sec. 12 Twp 07S	Rge 22E	LINCOLN County
GROUND WATER	NWNESE	Sec. 17 Twp 07S	Rge 23E	LINCOLN County
GROUND WATER	SWSESE	Sec. 17 Twp 07S	Rge 23E	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	
07S 22E 12													40.0			40.0	80.0
07S 23E 7															41.0	1.0	42.0
07S 23E 8							40.0			40.0	35.0						115.0
07S 23E 17	39.0	40.0	40.0	35.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		39.0	40.0	40.0	37.0	590.0
07S 23E 18	34.0	41.0		40.0									40.0			40.0	195.0
		L 1															
07S 23E 20	39.0	39.0															78.0

Total Acres: 1100

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

WATER RIGHT NO. 36-15191

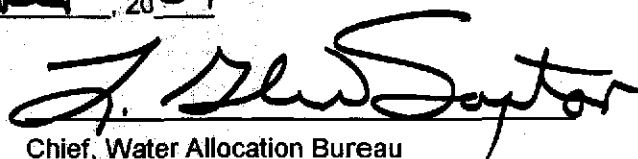
As Modified by Transfer No. 66956

CONDITIONS OF APPROVAL

5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. The total instantaneous diversion of water from all points of diversion under Rights 36-2266, 26-2362, 36-2378, 36-7669, 36-7883A, 36-7964A, 36-7964B and 36-15191 shall not exceed 14.04 cfs, nor total combined annual volume of 3276.0 af.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. Rights 36-2362, 36-2378 and 36-15191 when combined shall not exceed a total diversion rate of 3.02 cfs, a total annual maximum diversion volume of 940.0 af at the field headgate, and the irrigation of 235 acres.
9. This right is limited to the irrigation of 35 acres within the place of use described above in a single irrigation season.
10. 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 17th day of October, 2001


Chief, Water Allocation Bureau

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NOV 13 2001

WATER RIGHT NO. 36-2266
As Modified by Transfer No. 66956

In accordance with the approval of Transfer No. 66956, Water Right No. 36-2266 is now described as follows.

Right Holder: ORLO H MAUGHAN
 453 W 900 N
 RUPERT ID 83350
 And/Or

LAUREL W MAUGHAN
 453 W 900 N
 RUPERT ID 83350

Priority Date: 08/19/1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	2.14 CFS	620.0 AF
			2.14 CFS	620.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESE	Sec. 12 Twp 07S	Rge 22E	LINCOLN County
GROUND WATER	NWNESE	Sec. 17 Twp 07S	Rge 23E	LINCOLN County
GROUND WATER	SWSESE	Sec. 17 Twp 07S	Rge 23E	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	
07S 22E 12													40.0			40.0	80.0
07S 23E 7														41.0	1.0		42.0
07S 23E 8							40.0			40.0	35.0						115.0
07S 23E 17	39.0	40.0	40.0	35.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		39.0	40.0	40.0	37.0	590.0
07S 23E 18	34.0	41.0		40.0									40.0			40.0	195.0
07S 23E 20	39.0	39.0															78.0

Total Acres: 1100

CONDITIONS OF APPROVAL

- The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

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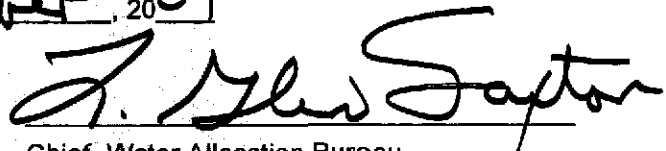
WATER RIGHT NO. 36-2266
As Modified by Transfer No. 66956

CONDITIONS OF APPROVAL

5. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. The total instantaneous diversion of water from all points of diversion under Rights 36-2266, 26-2362, 36-2378, 36-7669, 36-7883A, 36-7964A, 36-7964B and 36-15191 shall not exceed 14.04 cfs, nor total combined annual volume of 3276.0 af.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. This right is limited to the irrigation of 155 acres within the place of use described above in a single irrigation season.
10. 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 17th day of October, 2001


Chief, Water Allocation Bureau

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WATER RIGHT NO. 36-7669
As Modified by Transfer No. 66956

In accordance with the approval of Transfer No. 66956, Water Right No. 36-7669 is now described as follows.

Right Holder: ORLO H MAUGHAN FAMILY REVOCABLE TRUST
 453 W 900 N
 RUPERT ID 83350

Priority Date: 01/17/1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	2.36 CFS	480.0 AF
			2.36 CFS	480.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESE	Sec. 12 Twp 07S	Rge 22E	LINCOLN County
GROUND WATER	NWNESE	Sec. 17 Twp 07S	Rge 23E	LINCOLN County
GROUND WATER	SWSESE	Sec. 17 Twp 07S	Rge 23E	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	
07S 22E 12													40.0			40.0	80.0
07S 23E 7															41.0	1.0	42.0
07S 23E 8							40.0			40.0	35.0				L 4		115.0
07S 23E 17	39.0	40.0	40.0	35.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		39.0	40.0	40.0	37.0	590.0
07S 23E 18	34.0	41.0		40.0									40.0			40.0	195.0
07S 23E 20	39.0	39.0															78.0
		L 1															

Total Acres: 1100

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

NOV 13 2001

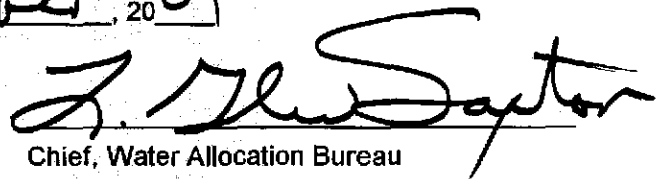
WATER RIGHT NO. 36-7669
As Modified by Transfer No. 66956

CONDITIONS OF APPROVAL

5. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. The total instantaneous diversion of water from all points of diversion under Rights 36-2266, 26-2362, 36-2378, 36-7669, 36-7883A, 36-7964A, 36-7964B and 36-15191 shall not exceed 14.04 cfs, nor total combined annual volume of 3276.0 af.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.
10. 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 17th day of October, 2001


Chief, Water Allocation Bureau

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)

Water Right 36-15191

Case No. 39576)

ORDER AMENDING IRRIGATION PERIOD OF USE ELEMENT
IN PARTIAL DECREE AND INCORPORATING INTO PARTIAL
DECREE AN EXPRESS STATEMENT REGARDING GENERAL
PROVISIONS, *NUNC PRO TUNC*

A *Partial Decree* was entered for the above-captioned irrigation water right on December 29, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this recommendation and the time period for filing objections has now expired.

THEREFORE, IT IS ORDERED that the period of use for the irrigation element of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 03-15 11-15

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

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

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify any subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

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.

Dated August 27, 2001

Roger Burdick
ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

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NOV 13 2001

Important Information About Your Water Right

August 27, 2001

LAUREL W MAUGHAN
ORLO H MAUGHAN
RT #5 BOX 141
RUPERT, ID 83350

Dear Water Right Claimant(s):

The reverse side of this letter contains a copy of an *Order Amending Irrigation Period of Use Element in Partial Decree and Incorporating into Partial Decree An Express Statment Regarding General Provisions, Nunc Pro Tunc* (hereinafter "*Order*") for water right number 36-15191. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The Purpose of the *Order* is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the *Order*, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This *Order* also incorporates into the *Partial Decree* an express statement that the *Partial Decree* is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This *Order* in combination with the *Partial Decree* that was issued for this water right on December 29, 1997, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the *Partial Decree* to show evidence of the water right. The original of this *Order* and the original of the *Partial Decree* for this water right are on file with SRBA Court. If you do not have a copy of the original *Partial Decree*, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the *Order* is entered *Nunc Pro Tunc*, meaning that the *Order* will be treated as if it were issued the same date that the *Partial Decree* was originally issued.

Sincerely,



Diana Delaney
Case Administrator

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804 13 2001

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 36-15191

1997 DEC 29 AM 9:56

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: LAUREL W MAUGHAN
ORLO H MAUGHAN
RT #5 BOX 141
RUPERT ID 83350

SOURCE: GROUNDWATER

QUANTITY: 0.45 CFS

USE OF THIS RIGHT WITH RIGHT NOS. 36-02362 AND 36-02378 IS
LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.02 CFS AND A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 940 AF.

PRIORITY DATE: 06/15/1981

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A
PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED
AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS
BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION
42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR
RIGHT.

POINT OF DIVERSION: T07S R23E S17 NWNESE Within LINCOLN County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.45 CFS

PLACE OF USE:	IRRIGATION	Within LINCOLN County		
	T07S R23E S17	NENE 39	NWNE 40	SWNE 40
		NESE 39	NWSE 40	SENE 37
	235 ACRES TOTAL			

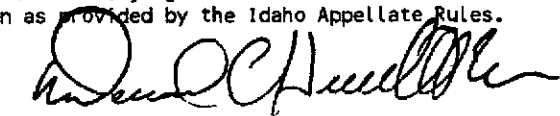
USE OF THIS RIGHT WITH THE RIGHT NOS.: 36-02362 AND 36-02378
IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 235 ACRES IN
A SINGLE IRRIGATION SEASON.

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

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT
NOS.: 36-02362 AND 36-02378 PURSUANT TO SECTION 42-1426, IDAHO
CODE.

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.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-15191

PAGE 1
DEC-18-1997

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MEMORANDUM

TO: FILE 36-15191
FROM: VAULT
RE: TRANSFER # 66956
DATE: 10-30-01

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

FILE # 36-2266

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MEMORANDUM

TO: FILE 36-15191

FROM: PAM SKAGGS

RE: TRANSFER # 5536

DATE: 10-26-99

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Original Transfer Application, Form and correspondence regarding the above referenced Transfer is located within file # 36-02266.

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