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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4760
WATER RIGHT NO(S). 37-00176/37-01131

This is to certify that: **BILL ARKOOSH**
2368 E 1775 S
GOODING ID 83330

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 37-00176 :			
IRRIGATION	04/01 to 10/31	2.00 CFS	614.0 AF
Priority: 04/01/1890			
Right No. 37-01131 :			
IRRIGATION	04/01 to 10/31	2.40 CFS	614.0 AF
Priority: 08/01/1906			
TOTAL:		* 4.40 CFS	* 614.0 AF

SOURCE

LITTLE WOOD RIVER

TRIBUTARY OF

MALAD RIVER

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 36, Township 05S, Range 15E
SESW , Sec. 30, Township 05S, Range 16E
GOODING County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05S	15E	25	SWSW 10.2	SESW 33	SWSE 32	91.2
			SESE 16			
	36		NENE 3.1	NWNE 6.6	NENW 5.5	40
			NWNW 24.8			21.3
16E	30	Lot 4(SWSW)	21.3			1
	31	Lot 1(NWNW)	1			153.5

Total number of acres irrigated: 153.5

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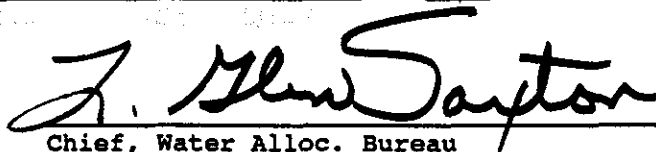
TRANSFER NO. 4760
WATER RIGHT NO(S). 37-00176/37-01131

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 37M.
2. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. 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.
7. 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.
- *8. The total instantaneous diversion of water from all points of diversion under Transfer No. 4760 shall not exceed 4.40 cfs, nor total combined annual volume of 614.0 af for the total combined irrigation of 153.5 acres.
- *9. A portion of combined Right Nos. 37-00176 and 37-01131, 1.33 cfs, is limited to use for conveyance losses in delivery of these rights.
10. Two points of diversion are located in the SESW, S30, T05S, R16E.

Dated this 27th day of

March, 1996


Chief, Water Alloc. Bureau

SEP 28 1996

37-77-2

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR GOODING COUNTY

Numbered
copy

Forrest A. Carpenter,
Salem Carpenter,
Clarence Carpenter, and
W. J. Craner,
Plaintiffs,

vs.

H. G. Hanselman, Watermaster
Defendant

D E C R E E

This cause came on regularly to be heard in open Court this the 8th day of October, 1918, the respective plaintiffs appearing by their counsel, Frank T. Disney, and the defendant not appearing, and being in default and his default having been entered, it appearing that the said defendant had been personally served with a copy of the summons and complaint in said action, and that due and legal notice of the pendency of said action had been given by publication and in accordance with law, and the orders of Court. Witnesses having been sworn and testified on behalf of plaintiffs, and the Court being fully informed and advised in the premises, and having ordered that judgment be rendered in accordance with law, and findings of fact and conclusions of law:

IT IS ORDERED, ADJUDGED AND DECREED, That the several plaintiffs herein named do have judgment respectively for a right to use for irrigation and domestic purposes, the following number of inches of water, each fifty inches thereof to be equivalent to the flow of one cubic feet per second of time, as prescribed by the laws of Idaho, appurtenant to the lands hereinafter described, from the waters of Little Wood River and its tributaries, their priorities to date from the times hereinafter mentioned, and this decree to be as supplementary to the decree in the former adjudicated action of S. C. Frost, et al, plaintiffs vs. Alturas Water Company, a corporation, et al, defendants, in accordance with Chapter 224, Session Laws of Idaho of 1911:

RECORDED

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Forrest A. Carpenter: The Southwest Quarter of the Southeast

37-1128 ✓
Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$)
of Section Twenty-Seven (27), and the Northwest Quarter of the North-
east Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$), Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$)
of Section Thirty-four (34), Township Five (5) South, Range Fourteen
(14) East of the Boise Meridian, One Hundred and Sixty (160) inches of
water under date of priority of December 1st, 1911.

37-1129 ✓
Salem Carpenter: South Half of the Northwest Quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$),

North Half of the Southwest Quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$), and the Southwest Quarter of
the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-seven (27) Township Five (5)
South, Range Fourteen (14) East of the Boise Meridian, Two Hundred (200)
inches of water under date of priority of December 1st, 1911.

37-1130 ✓
Clarence Carpenter: Northwest Quarter of the Northwest Quarter

(NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-four (34), Township Five (5) South,
Range Fourteen (14) East of the Boise Meridian, Forty (40) inches of
water under date of priority of December 1st, 1911.

37-1131 ✓
W. J. Craner: The Southeast Quarter of the Southwest Quarter

(SE $\frac{1}{4}$ SW $\frac{1}{4}$), and Lot Four (4) of Section Thirty (30), Township Five (5)
South, Range Sixteen (16) E. B. M., and the Southeast Quarter of the Southeast
Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Twenty-six (26), Township Five (5) South, Range
Fifteen (15) East of the Boise Meridian, One Hundred and Twenty (120) inches
of water under date of priority of August 1st, 1906.

Signed at Gooding, Idaho, October 8th, 1918

H. F. Ensign, Judge of the
District Court.

Filed, Oct. 8, 1918, Myrtle P. Enking, Clerk,

By, G. A. Journey, Deputy

MAR 28 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MARCH 27, 1996

BILL ARKOOSH
2368 E 1775 S
GOODING ID 83330

RE: Transfer of Water Right No. 37-00176 and 37-01131

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water right (Transfer No. 4760). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Jim Johnson', with a long horizontal flourish extending to the right.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

Enclosure

MAR 28 1996

MEMORANDUM

TO: FILE 37-01131

FROM: PAM SKAGGS

RE: TRANSFER # 4760

DATE: 1/31/96

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Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
File # 37-00176.

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