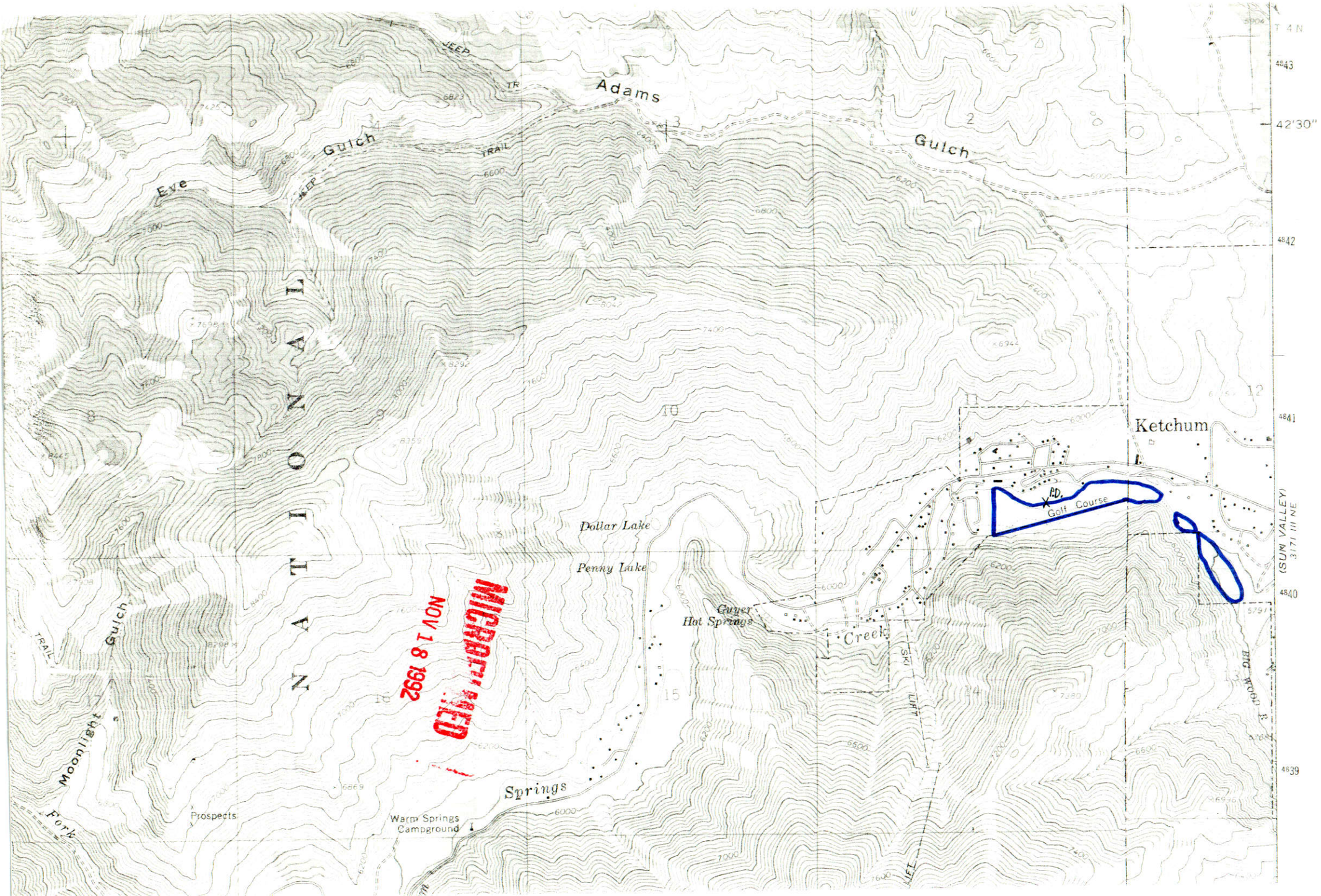

Adams Gulch
Eye Gulch
Moonlight Gulch
Fork
Dollar Lake
Penny Lake
Geyser Hot Springs
Creek
Springs
Prospects
Warm Springs Campground
Ketchum
Golf Course
SKI LIFT
BIG WOOD
(SUN VALLEY)
JEEP TRAIL
TRAIL
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AUG 1 1983

Department of Water Resources
Southern District Office

State of Idaho, } SS.
County of Blaine }

GORDON O. GLASMANN, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 21 day of July, 19 83, and the date of the last publication was on the 28 day of July, 1983.

Gordon O. Glasmann

Subscribed and sworn to before me this 28th day of July, 1983.
(SEAL)

Roberta M. Fincher
NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

RECONCILED
NOV 18 1992

Numer of Picas per Line	13		
Number of Lines in Notice	48		
Number of Insertions	2		
	Lines tabular at		4¢ / Pica
48	Lines straight at	18.72	3¢ / Pica
48	Subsequent lines at	12.48	2¢ / Pica
	TOTAL COST	31.20	

COPY OF NOTICE

(Paste Here)

Notice of Proposed Change of Water Right
TITLE OF NOTICE

No 37-0574
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
1041 Blue Lakes Blvd N TF
BILL TO

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 37-0574

NOTICE IS HEREBY GIVEN, That WARM SPRINGS RANCH of Ketchum, Idaho, has applied to the Department of Water Resources for a change of Place of Use of a right from Warm Springs Creek tributary to Big Wood River. The right sought to be changed is evidenced by decree to James M. Rhodes, Trustee, in case of S.C. Frost, et al., vs. Alturas Water Co., et al., dated December 13, 1909, in Fourth District Court, County of Lincoln, and is recorded as follows:

Amount: 5.00 cfs
Priority Date: May 30, 1894
Point of Diversion: SW¼NW¼, Sec. 14, T4N, R17E, B.M., Blaine County

The water is used for irrigation from April 1 to November 1 within the SE¼SW¼, Sec. 12; NW¼NE¼, NE¼NW¼, Sec. 13, T4N, R17E

TO BE CHANGED AS FOLLOWS:

Amount: 5.0 cfs
Point of Diversion: SW¼SE¼, Sec. 11; NE¼NW¼, Sec. 13, T4N, R17E
Place of Use: S½SE¼, Sec. 11, SW¼SW¼, Sec. 12; NE¼NW¼, Sec. 13, T4N, R17E, for irrigation of 45 acres from April 1 to November 1

Any protest against the approval of the above-proposed change of the right described above must be filed with the Idaho Department of Water Resouces, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho 83301, ON OR BEFORE AUGUST 8, 1983.

A. KENNETH DUNN
Director

Publish: Wood River Journal--July 21 & 28, 1983.

No 2725

O.K. Julie 8/2/83

		34	NENW		A	*	*	63-4278	S	06-01-1943	BOISE RIVER, SOUTH FORK
			NWNW		A	*	*	63-4278	S	06-01-1943	BOISE RIVER, SOUTH FORK
			SENW		A	*	*	63-4278	S	06-01-1943	BOISE RIVER, SOUTH FORK
			SWNW		A	*	*	63-4278	S	06-01-1943	BOISE RIVER, SOUTH FORK
			NWSW		A	*	*	63-4278	S	06-01-1943	BOISE RIVER, SOUTH FORK
04N	17E	01	NENW	05	A	.0263	.17	37-7011	L	02-08-1968	GROUNDWATER
			NWNW	04	A	*	*	37-02760	D	06-01-1885	BIG WOOD RIVER
			NWNW	05	A	.9736	1.20	37-2734	L	05-19-1966	GROUNDWATER
			SWNW	10	A	1.0000	*	37-2165	L	11-26-1909	ADAMS GULCH SHEEP CREEK
			SESE	10	A	.6250	*	37-4269	S	09-01-1920	UNNAMED STREAM
			NESW	15	A	1.0000	*	37-2165	L	11-26-1909	ADAMS GULCH SHEEP CREEK
			SESW	15	A	1.0000	*	37-2165	L	11-26-1909	ADAMS GULCH SHEEP CREEK
			SWSW	20	A	1.0000	*	37-2165	L	11-26-1909	ADAMS GULCH SHEEP CREEK
		11	NESE	40	A	1.1666	*	37-0212	D	06-23-1888	WARM SPRINGS CREEK
			NESE	05	A	1.0000	*	37-7059	P	03-11-1970	GROUNDWATER
			NWSE	40	A	1.1666	*	37-0212	D	06-23-1888	WARM SPRINGS CREEK
			SESE	40	A	1.1666	*	37-0212	D	06-23-1888	WARM SPRINGS CREEK
			SESE	15	A	1.0000	*	37-2621	L	08-06-1959	SPRING
			SWSE	40	A	1.1666	*	37-0212	D	06-23-1888	WARM SPRINGS CREEK
			SWSE	04	A	1.0000	*	37-2621	L	08-06-1959	SPRING
			SWSE	07	A	1.0000	*	37-7718	P	06-01-1978	GROUNDWATER
			SWSE	04	A	1.0000	*	37-4258	S	05-27-1958	GROUNDWATER
		12	NENE	40	A	1.1794	*	37-02768	D	06-01-1885	BIG WOOD RIVER
			NENE	28	A	.6250	*	37-4269	S	09-01-1920	UNNAMED STREAM
			NENE	04	A	.8750	*	37-7931	P	08-30-1978	GROUNDWATER
			NWNE	28	A	1.1794	*	37-02768	D	06-01-1885	BIG WOOD RIVER
			SENE	40	A	1.1794	*	37-02769	D	06-01-1885	BIG WOOD RIVER
			SENE	12	A	.6250	*	37-4269	S	09-01-1920	UNNAMED STREAM

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POOR QUALITY

TOWNSHIP	RANGE	SECTION	TRACT	LOT	ACRES	USE	INCHES PER ACRE	ACRE FEET PER ACRE	RIGHT NUMBER	STAGE	STATUS	PRIORITY DATE	SOURCE OF WATER
04N	17E	12	SENE		04	A	1.5000	*	37-7926		P	08-12-1981	GROUNDWATER
			SWNE		28	A	1.1794	*	37-02768		D	06-01-1885	BIG WOOD RIVER
			NESE		07	A	.6250	*	37-4269		S	09-01-1920	UNNAMED STREAM
			NWSE		04	A	1.0000	*	37-7931		P		SAVED WATER
			SWSE		04	A	.8671	1.00	37-7011		L	05-06-1968	GROUNDWATER
			SWSE		28	A	1.1794	*	37-02768		D	06-01-1885	BIG WOOD RIVER
			SWSE		04	A	.8671	1.00	37-7011		L	05-06-1968	GROUNDWATER
			NESW		15	A	.8671	1.00	37-7011		L	05-06-1968	GROUNDWATER
			NWSW		15	A	.8671	1.00	37-7011		L	05-06-1968	GROUNDWATER
			NWSW		40	A	1.1666	*	37-0212		D	06-23-1888	WARM SPRINGS CREEK
			NWSW		15	A	1.0000	*	37-7059		P	03-11-1970	GROUNDWATER
			SESW		40	A	*	*	37-0274		D	05-30-1894	WARM SPRINGS CREEK
			SESW		20	A	.8787	*	37-7668		L	05-06-1955	GROUNDWATER
			SESW		02	A	1.5000	*	37-4259		S	07-01-1962	GROUNDWATER
			SESW		02	A	.8671	1.00	37-7011		L	05-06-1968	GROUNDWATER
			SWSW		07	A	1.5000	*	37-8031		P	06-24-1982	GROUNDWATER
			NWSW		40	A	1.1666	*	37-0212		D	06-23-1888	WARM SPRINGS CREEK
			SWSW		05	A	1.0000	*	37-2621		L	08-06-1959	SPRING
			SWSW		04	A	1.0000	*	37-7059		P	03-11-1970	GROUNDWATER
		13	NENE		04	A	.8875	2.81	37-7160		L	07-16-1972	GROUNDWATER
			NENE			A	*	*	37-0274		D	05-30-1894	WARM SPRINGS CREEK
			NWNE		04	A	.8875	2.81	37-7160		L	07-16-1972	GROUNDWATER
			SENE		04	A	.8875	2.81	37-7160		L	07-16-1972	GROUNDWATER
			SWNE		04	A	.8875	2.81	37-7160		L	07-16-1972	GROUNDWATER
			NENW			A	*	*	37-0274		D	05-30-1894	WARM SPRINGS CREEK
			NWNW		04	A	1.0000	*	37-7994		P	01-13-1982	GROUNDWATER
			SWNW		07	A	.3600	*	37-4106		S	07-01-1953	GROUNDWATER
			NENE		16	A	.4444	*	37-7948		P	10-19-1981	GROUNDWATER
			NWNE		02	A	.3615	*	37-2619		L	07-22-1959	GROUNDWATER
			SWNE		11	A	.3615	*	37-2619		L	07-22-1959	GROUNDWATER
			NENW		04	A	.3615	*	37-2619		L	07-22-1959	GROUNDWATER
			SENW		33	A	.3615	*	37-2619		L	07-22-1959	GROUNDWATER
			NESW		33	A	.3615	*	37-2619		L	07-22-1959	GROUNDWATER
			NWSW		28	A	.3615	*	37-2619		L	07-22-1959	GROUNDWATER
			SESW		07	A	.3615	*	37-2619		L	07-22-1959	GROUNDWATER
			SWSW		16	A	.3615	*	37-2619		L	07-22-1959	GROUNDWATER
04N	18E	05	NESW		10	A	1.6600	*	37-0415		D	04-25-1881	TRAIL CREEK
			NESW		10	A	.4316	*	37-0416		D	10-05-1883	TRAIL CREEK
			NESW		40	A	.2656	*	37-0417		D	10-05-1883	TRAIL CREEK
			NWSW		40	A	1.6600	*	37-0415		D	04-25-1881	TRAIL CREEK
			NWSW		40	A	.4316	*	37-0416		D	10-05-1883	TRAIL CREEK
			NWSW		40	A	.2656	*	37-0417		D	10-05-1883	TRAIL CREEK
			SESW		40	A	1.6600	*	37-0415		D	04-25-1881	TRAIL CREEK
			SESW		40	A	.4316	*	37-0416		D	10-05-1883	TRAIL CREEK
			SESW		40	A	.2656	*	37-0417		D	10-05-1883	TRAIL CREEK
			SWSW		40	A	1.6600	*	37-0415		D	04-25-1881	TRAIL CREEK
			SWSW		40	A	.4316	*	37-0416		D	10-05-1883	TRAIL CREEK
			SWSW		40	A	.2656	*	37-0417		D	10-05-1883	TRAIL CREEK
		06	NESE		40	A	1.6600	*	37-0415		D	04-25-1881	TRAIL CREEK
			NESE		40	A	.4316	*	37-0416		D	10-05-1883	TRAIL CREEK

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TRANSFER NO. 2902 OF WATER RIGHT NO. 37-00574 IN THE NAME OF WARM SPRINGS RANCH	**ORDER**

This matter having come before the Idaho Department of Water Resources (department) as a result of the review of pending applications for transfer and review of related Snake River Basin Adjudication claims filed with the department, the department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. On May 20, 1983, Warm Springs Ranch (applicant) filed Application for Transfer No. 2902 (application) with the department in connection with water right no. 37-00574. The application proposed a change in the point of diversion and place of use.

2. A review of the Snake River Basin Adjudication claim filed by the present owner in connection with the above captioned water right shows that the change proposed on the application has been claimed as already "accomplished" pursuant to Section 42-1416A, Idaho Code.

3. The adjudication claim has been filed pursuant to Section 42-1416A, Idaho Code, as if the change(s) proposed on the pending application and a subsequent change in the place of use can be approved and decreed without the necessity of filing for a change as required in Sections 42-108 and 42-222, Idaho Code.

CONCLUSIONS OF LAW

1. Section 42-1416A, Idaho Code, provides in part as follows:

> If any person entitled to the use of water has made a change in point of diversion, place of use, period of use or nature of use of all or a part of the water, including a change as part of an exchange as defined in section 42-105, Idaho Code, prior to the entry of an order commencing a general adjudication pursuant to section 42-1408, Idaho Code, and the person entitled to the use of water has not complied with the requirements of sections

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42-108 and 42-222, Idaho Code, regarding such changes, the following shall apply:

(a) the water right may be claimed in the general adjudication as changed and an application for change of the water right is not required to be filed pursuant to section 42-222, Idaho Code; and

(b) the water right may be determined by the director in the director's report pursuant to section 42-1411, Idaho Code, and decreed by the district court pursuant to section 42-1412, Idaho Code, as changed, if the change meets the substantive criteria of section 42-222, Idaho Code, for approval of such changes, provided that the change may be approved subject to conditions necessary to satisfy the substantive criteria of section 42-222, Idaho Code, for approval of such changes.

2. The department should set aside Application for Transfer No. 2902, and should consider the change(s) proposed in the application which have been claimed in the related adjudication claim(s) as being combined with and included in the review and recommendation of the adjudication claim in the Director's report required by Section 42-1411, Idaho Code.

ORDER

IT IS THEREFORE, hereby ORDERED that Application for Transfer No. 2902 filed in connection with water right no. 37-00574 is set aside and will not be separately considered by the department.

IT IS FURTHER, hereby ORDERED that if the applicant decides to contest this order, the applicant may request a hearing within thirty (30) days of the date of service of this order pursuant to Section 42-1701A, Idaho Code.

Dated this 29th day of October, 1992.

L. Glen Saxton

L. GLEN SAXTON, Chief
Water Allocation Bureau

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Form No. 222 10/80

Transfer No. 2902

Water Right No. 37-0574

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Name of applicant Warm Springs Ranch Phone 726-3249

Post Office address P. O. Box 336, Ketchum, ID 83340

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

   a. Decree No. _____ Decreed to James M. Rhodes, Trustee (Name)

   in case of S. C. Frost et al vs Alturas Water Co. et al

   dated in 12-13-1909 in Fourth District (Name of court) county of Lincoln

   b. License No. _____ issued by the Idaho Department of Water Resources

   c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant

   purchase of water right

3. Source of water Warm Springs Creek tributary to Big Wood River

4. Date of priority 5-30-1894

5. Water is used for the following purposes:

   amount 5.00 cfs for Irrigation purposes from Apr 1 to Nov 1

   amount _____ for _____ purposes from _____ to _____

   amount _____ for _____ purposes from _____ to _____ (month/day — both dates inclusive)

6. Total amount of water under right: a. 5.00 cubic feet per second &/or

   b. _____ acre feet per annum

7. Location of original point of diversion is SW ¼ of NW ¼ of Section 14

   Township 4N Range 17E, B.M., in Blaine County

   Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	17E	12												X					
		13		X			X												

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Total number of acres to be irrigated _____

9. Describe any other water rights used for the same purpose as described above

   37-0573 for power purposes

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum

2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____

Range _____, B.M., _____ County

Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

a. Amount of water to be diverted 5.0 c.f.s. &/or _____ acre feet

b. Description of diverting works Headgates & ditches

c. Describe the reasons for the proposed changes Move water to new lands & designate new diversion points

2. Change in point of diversion

Point of diversion SW ¼ SE ¼, Section 11 Township 4N

Range 17E, B.M., Blaine County

Additional points NEW/NW¼ NE¼NW¼ Sec. 13 T. 4N R. 17E

3. Change in place of use

a. Are there leins, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.

b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer Land has been subdivided. Ketchum water system now provides needed water. Other right decreed to these lands has not been used for many years according to watermaster records.

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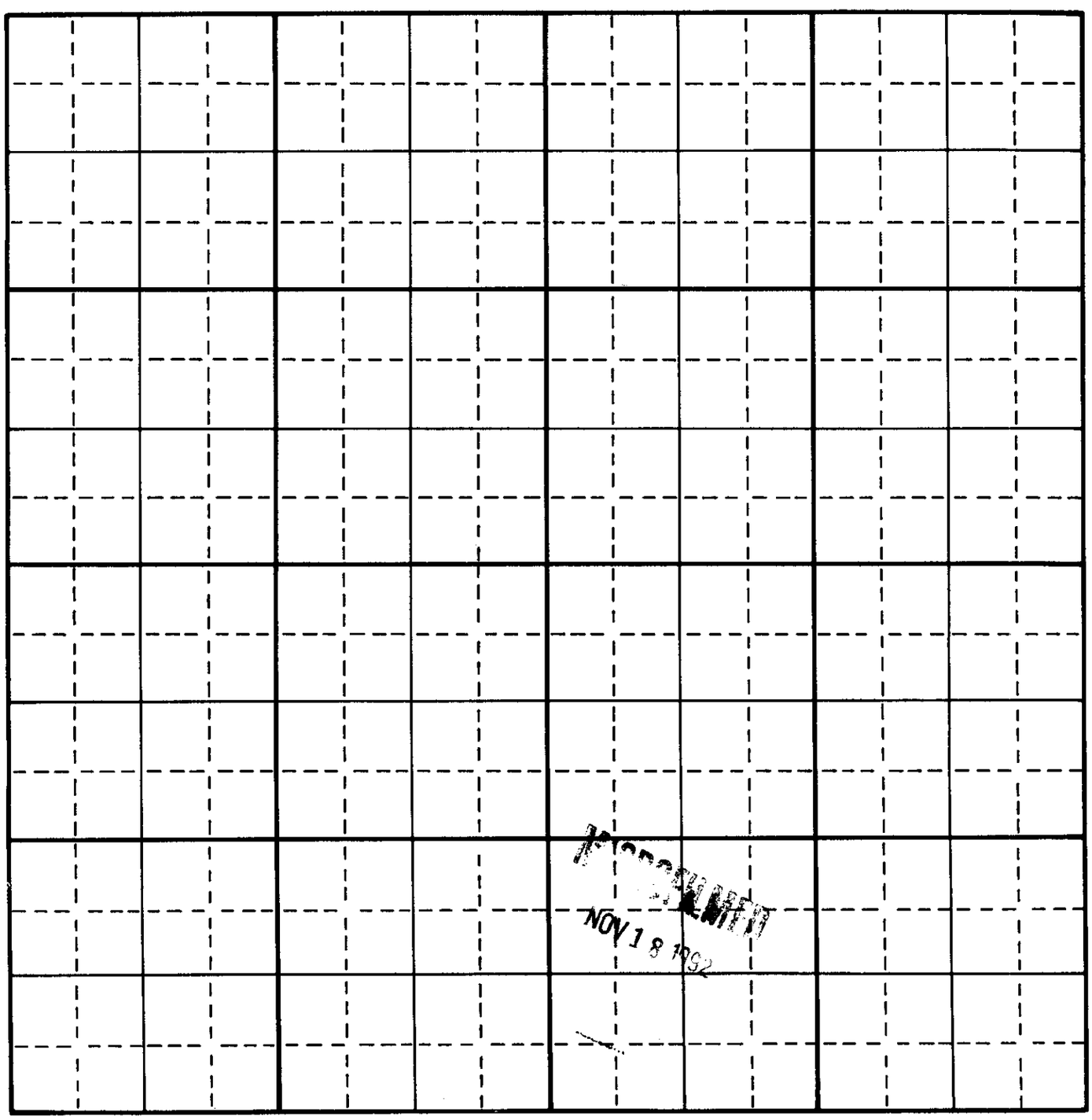
c. Describe the lands place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	17E	11															17	12	29
		12											6						6
		13					10												10

Total number of acres to be irrigated 45

4. Describe any other water rights used for the same purpose as described above.
37-0212, 2621, 7718?, 0892A Part (transfer pending)

5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

D. REMARKS

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 willfull misrepresentations made in this application may result in voiding its approval.

Michael D. Simpson - owner Warm Springs Ranch

(Signature of Applicant)

Subscribed and sworn to before me this 20 day of April, 1983.

Laren O Halmen

(Notary Public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____ and said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.

_____

FOR DEPARTMENT USE ONLY

Received by JP Date 5-20-83 Protest filed by _____

Prelim. check by ADM Fee $50.00 _____

Receipted by JP Date 5-20-83 # 27378 _____

Published in Grand Prairie Journal Copies of protest forwarded by _____

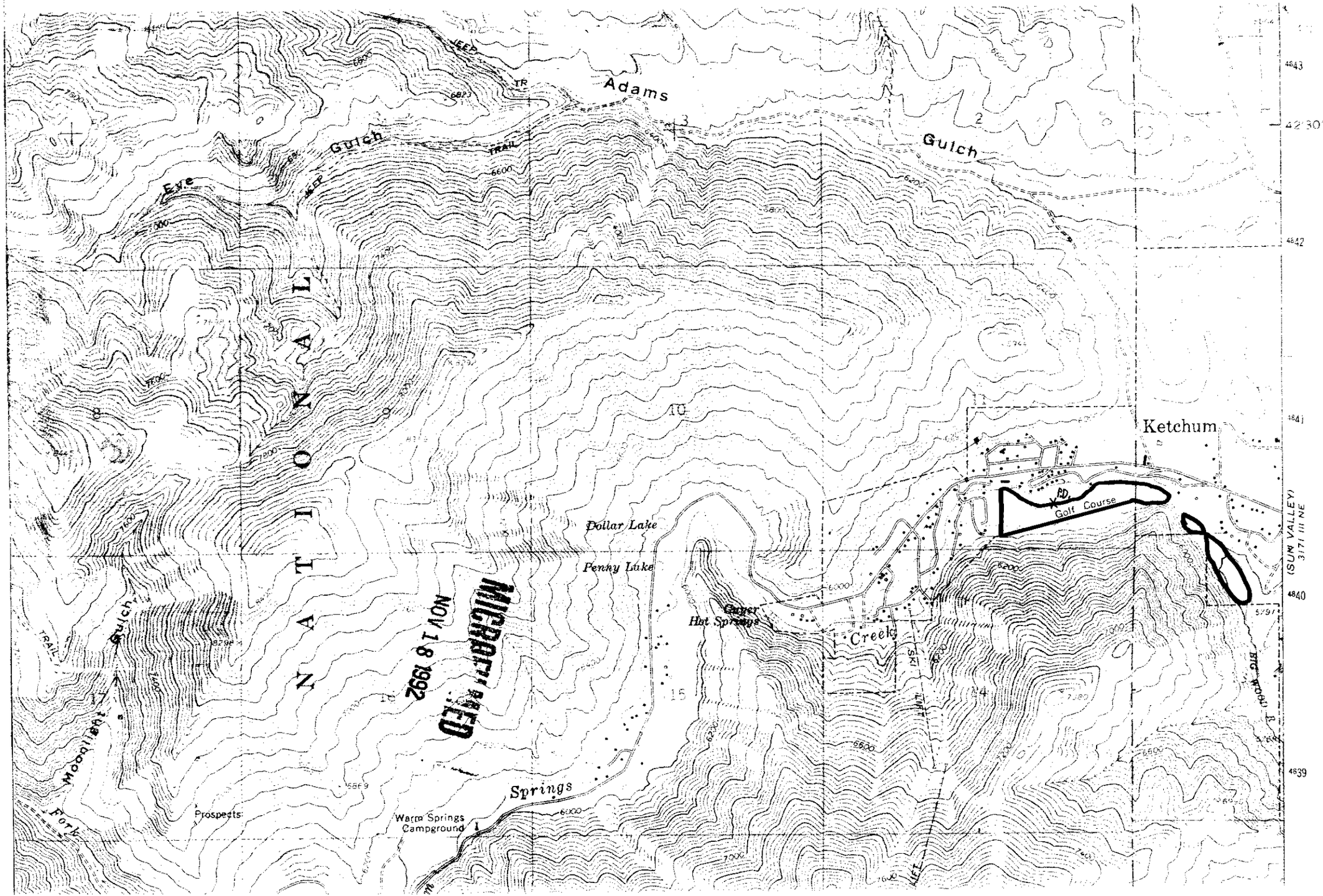
Pub. dates 7/21 & 7/28/83 Hearing held by _____ Date _____

Watermaster recommendation requested on 7/13/83 Recommended for approval denial

_____ rec'd. 7/27/83 by _____

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Adams Gulch
Eye Gulch
JEEP TRAIL
JEEP TR
Ketchum
Golf Course
Dollar Lake
Penny Lake
Upper Hot Springs
Creek
Warm Springs Campground
Prospects
Springs
Moonlight Gulch
TRAIL
SKI LIFT
BIG WOOD R.
(SUN VALLEY) 3171 III NE
4843
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42°30'
NATIONAL FOREST
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NOV 18 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER DISTRICT NO. 37 & 37M
P.O. Box T
Shoshone, Idaho 83352
886-~~2641~~ 2451

REID J. NEWBY
Watermaster

January 12, 1981

Mr. Joe Koenig
Box 486
Ketchum, Idaho 83340

Dear Sir:

The records in the Watermaster's office in Shoshone, Idaho show you have the following water rights.

#37-0574 - Priority of 5/30/1894 from Warm Springs Creek for 250 inches of water. This water appurtenant to SE¼SW¼, of Sec. 12, NE¼ NW¼, and NW¼NE¼, Section 13, T. 4N, Range 17 E.

Also, we show you own 10 inches of Baseline By-Pass water, originally decreed to Mutual Wood River Water Users Association, Big Wood Canal Company, Upper Wood River Waterusers Association, State Identification #37-0892. We do not show or have any legal document of where or when this water was transfered from the Baseline By-Pass to your property on Warm Springs Creek.

Therefore, we suggest you contact the Department of Water Resources, Twin Falls, Idaho about making an application to transfer this water as soon as possible.

If we can be of any further service, please contact us.

Sincerely,

Reid

Reid J. Newby, Watermaster

RjN:bl

2250 GPM
90 GPM.
1894
SEC Bur GOT in his name
on land to the land
=
8:10

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NOV 18 1992

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AUG 1 1983

Department of Water Resources
Southern District Office

State of Idaho, } SS.
County of Blaine }

GORDON O. [illegible], being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 21 day of July, 1983, and the date of the last publication was on the 28 day of July, 1983.

Subscribed and sworn to before me this 28th day of July, 1983.

(SEAL)

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

ACKNOWLEDGED

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Number of Insertions 2

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48	Lines straight at	18.72	3¢ / Pica
48	Subsequent lines at	12.48	2¢ / Pica
	TOTAL COST	31.20	

COPY OF NOTICE

(Paste Here)

Notice of Proposed Change of Water Right

TITLE OF NOTICE

No 37-0574

PLAINTIFF-ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
1041 Blue Lakes Blvd N TF

BILL TO

[redacted]

NOTICE IS HEREBY GIVEN, that WARM SPRINGS RANCH of [illegible]churn, Idaho, has applied to the Department of Water Resources for a change of Place of Use of a right from Warm Springs Creek tributary to the Wood River. The right sought to be changed is confirmed in decree to James M. Rhodes, Trustee, in case of S.C. Frost, et al., vs. Alturas Water Co., et al., dated December [illegible], in Fourth District Court, County of Lincoln, and is recorded as follows:

Amount: 4.00 cfs
Priority Date: May 30, 1894
Point of Diversion: SW¼NW¼, Sec. 14, T4N, R17E, B.M., Blaine County

The water is used for irrigation from April 1 to November 1 within the SE¼SW¼, Sec. 12; NE¼NE¼, NE¼NW¼, Sec. 13, T4N, R17E

TO BE CHANGED AS FOLLOWS:

Amount: 5.0 cfs
Point of Diversion: SW¼SE¼, Sec. 11; NE¼NW¼, Sec. 13, T4N, R17E
Place of Use: S½SE¼, Sec. 11; SW¼SW¼, Sec. 12; NE¼NW¼, Sec. 13, T4N, R17E, for irrigation of 45 acres from April 1 to November 1

Any protest against the granting of the above-proposed change to the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho 83301 ON OR BEFORE AUGUST 8, 1983.

A. KENNETH [illegible]
Director

Publish July 21 & 28.

No 2725

O.K Julie 8/2/83

Furdum, Rose L.	B	50 inches.	26	May	15, 1884.	Big Wood River.
" " "		100 "	48	June	1, 1886.	" " "
" " "		180 "	450	June	1, 1888.	" " "
Quong Bing	L	27 "	24	Nov.	28, 1882.	Little Wood River. Trans #p.[illegible] (Also shares in Big Cottonwood Canal Co.)
Ranson, Sarah A.	B	65 "	74	May	2, 1884.	Little Wood River. (Also shares in Little Wood River Canal Co.)
Ravenscraft, J.W.	D	300 "	335	May	10, 1887.	Big Wood River. - Trans #307
Rawson, W. F.	B	60 "	✓	May	30, 1881.	Little Wood River.
" "		60 "	22	May	30, 1882.	" " "
" "						(Also shares in Little Wood River Canal Co.)
" "		All of				Dry Creek.
Reardon, Daniel	B	90 inches.	superceded by Brown vs. Reardon 103	July	30, 1883.	Rock Creek.
"		80 "	62	July	30, 1883.	" "
"		50 "	84	June	30, 1884.	" "
"		40 "	448	June	1, 1886.	" "
Reedy, Mrs. Hannah H.	C	50 ✓ "	493	June	1, 1892.	Soldier Creek.
Reedy, Mrs. Joseph H.	C	145 ✓ "	62	July	2, 1883.	" "
" " "		22 ✓ "	69	June	27, 1883.	" "
Rhodes, James M., Trustee.		2000 "	24	Aug.	27, 1882.	Warm Springs Creek. (For power purposes.)
Do.	B 120	250 "	211	May	30, 1894.	Warm Springs Creek.
Do.		40 "	1689	Aug.	1, 1888.	N.Fork of E.Fork of Big Wood River. (For milling purposes for North Star Concentrating Mill.)
Rice, C. P.	C	180 "	111	Nov.	2, 1885.	Big Wood River.
Richards, S. P.	B					Shares in Little Wood River Canal Company.
[illegible] T.	B	4000 remainder (1595" forfeited) 5595 "	36	Mch.	24, 1883.	Big Wood River. Trans #456-487 A B (Canceled 502) #586-524-689-722-2036-2525 C D E F G H
[illegible]	B	50 "	74	May	2, 1884.	"
Shosho[illegible]		25 "	754	June	2, 1888.	" " "

MICROFILMED
NOV 18 1992

UNITED STATES POSTAL SERVICE

Official Business

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NOV 0 9 1992
Department of Water Resources

MISROUTED
NOV 18 1992

U.S. MAIL

PENALTY FOR PRIVATE USE, $300

Print your name, address and ZIP Code here

CZ
Water Allocation Bureau
Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt Fee will provide you the signature of the person delivered to and the date of delivery.

I also wish to receive the following services (for an additional fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

MICHAEL W SIMPSON
WARM SPRINGS RANCH
PO BOX 336
KETCHUM ID 83340-00336

RECEIVED NOV 18 1992

4a. Article Number

35028

4b. Service Type

☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery

5. Signature (Addressee)

8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Agent)

37-00574

PS Form **3811**, November 1990 ☆U.S. GPO: 1991—287-088 **DOMESTIC RETURN RECEIPT**

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 3, 1992

CERTIFIED MAIL # 35028

MICHAEL W SIMPSON
WARM SPRINGS RANCH
PO BOX 336
KETCHUM ID 83340-0336

RE: Transfer No. 2902 of Water Right No. 37-00574

Dear Mr. Simpson:

Enclosed please find an Order which sets aside the above referenced transfer from further consideration by the Department.

Please be advised that if you do not agree with the decision of the Department you may, within thirty (30) days of the receipt of the order , request a hearing before the Director. Failure to timely petition the Director within thirty days of receipt of the order may prevent you from further contesting the order.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:cz

Enclosure

CERTIFICATION OF MAILING
I hereby certify that on 11/4/92
an original of this document was deposited in the United States mail, postage prepaid addressed to the individual(s) named above.
Cindy Zimmerman

MICROFILMED
NOV 18 1992

21-Feb-1990

Michael W. Simpson
Warm Springs Ranch
P.O. Box 336
KETCHUM ID 83340

Re: Application for Transfer No. 37-0574, 37-0892

Dear Mr. Simpson:

A recent review of the above referenced Applications for Transfer indicates that our correspondence dated 6/20/83 remains unanswered.

Before we can forward your application to our state office for approval or denial, we must include in the file the following additional information:

1) Proof of possessory ownership of the water &/or land from which the water is being removed such as copies of deeds, sale contracts, tax assessments, etc. and/or a notarized statement from any lien holder on the property.

2) Completion of a "Fact Sheet" to determine justification to allow more than 1" per acre of water on the land which the transfers list as the new place of use. Please find enclosed a "Fact Sheet" form.

Regional processing can be completed if the requested information is submitted within 30 days from the date of this letter.

State Office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB

NOV 18 1992

INTER-DEPARTMENT MEMO — 1

DATE 7/27/83

FROM

TO Hold for response to June 20, 1983

SUBJECT letter requesting proof of ownership and Fact Sheet.

SIGNATURE

APPLICATION FOR TRANSFER OF WATER RIGHT

NO. 37-0574

RECEIVED

JUL 27 1983

Dept. of Water Resources
Regional Office

RECOMMENDATION OF WATERMASTER

I, Reid J Newby, watermaster of Big Wood River,

of Water District No. 37, County of Blaine, State of Idaho,

whose address is Box T Shoshone, Idaho 83352

have read the attached copy of the application for transfer of water right for

Warm Spring Ranch (name), and to the best of my knowledge believe the

application to be true.

A. I hereby endorse the above numbered Application for Transfer and recommend that the Director of the Department of Water Resources approve the transfer subject to the following conditions: Measuring Device and control gates be installed and maintained.

OR

B. I do not endorse approval of the above numbered Application for Transfer as requested for the following reasons: _____

Dated at Shoshone, Idaho, this 25 day of July 19 83.

Reid J Newby
(signature)

RECEIVED

NOV 18 1992

Please use reverse side if needed.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

July 13, 1983

Reid J. Newby
Watermaster District 37
Box T
Shoshone, Idaho 83352

Re: Application for Transfer of Water Right No. 37-0574 - Warm Springs Ranch
37-0892 - Warm Springs Ranch
37-0113L - Ward

Dear Mr. Newby:

Enclosed is a copy of an Application for Transfer of a Water Right within your District, and Watermaster's Recommendation Form.

Section 42-222 of the Idaho Code requires that the watermaster must be advised of proposed changes in water rights in the water district and must notify the Department of his recommendation on the application.

Please complete the enclosed recommendation form and return it to this office.

Processing of the application can be completed in 20 days, so your prompt response to this request will be appreciated.

If you have any questions about the application, please contact this office or the applicant.

Very truly yours,

LOREN O. HOLMES
Southern Region Supervisor

LOH:marya

Encl:

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NOV 18 1992

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 37-0574

Notice is hereby given that Warm Springs Ranch of Ketchum, Idaho has applied to the Department of Water Resources for a change of place of use of a right from Warm Springs Creek tributary to Big Wood River. The right sought to be changed is evidenced by decree to James M. Rhodes, Trustee in case of S. C. Frost et al vs Alturas Water Co., et al dated December 13, 1909 in Fourth District Court county of Lincoln and is recorded as follows:

Amount: 5.00 cfs

Priority: May 30, 1894

Point of Diversion: SW¼NW¼, Sec. 14, T4N, R17E, B.M., Blaine county

The water is used for irrigation from April 1 to November 1 within the SE¼SW¼, Sec. 12; NW¼NE¼, NE¼NW¼, Sec. 13, T4N, R17E

TO BE CHANGED AS FOLLOWS:

Amount: 5.0 cfs

Point of Diversion: SW¼SE¼, Sec. 11; NE¼NW¼, Sec. 13, T4N, R17E

Place of Use: S½SE¼, Sec. 11, SW¼SW¼, Sec. 12; NE¼NW¼, Sec. 13, T4N, R17E for irrigation of 45 acres from April 1 to November 1

Any protest against the approval of the above proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before August 8, 1983.

A. KEN DUNN, Director

Published in Wood River Journal on July 21 and July 28, 1983.

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NOV 18 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN DISTRICT

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

July 12, 1983

Wood River Journal
P. O. Box 988
Hailey, Idaho 83333

Re: Notice of Proposed Change of Water Right No. 37-0113L (3)
37-0574
37-0892A

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Mary A. Newby
Sec/Office Coord

Encl:

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NOV 18 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

June 20, 1983

Warm Springs Ranch
P.O. Box 336
Ketchum, ID 83340

RE: Application for Transfer of Rights 37-0574 & 37-0892

Dear Mr. Simpson:

Our office has made a preliminary review of your applications and requests the following additional information:

1. Proof of possessory interest in the water &/or the land from which the rights are being transferred. This may be in the form of deeds, sale contracts, tax assessments, etc.

2. Completion of a "Fact Sheet" to determine justification to allow more than 1"/acre of water on the land which the transfers list as the new place of use. Please find enclosed a "Fact Sheet" form.

Our office is preparing your applications for publication and this process should be complete in the later part of July. We request that the above requested information be submitted by that time.

If you have any questions, please feel free to contact our office.

Sincerely,

Allen Merritt

ALLEN MERRITT
Sr. Water Resource Analyst

AM:ldt

Enclosure

MICROFILMED
NOV 18 1992



NOV 18 1992

POOR QUALITY

		34	NENW			A	*	*	63-4278	S	06-01-1943	BOISE RIVER, SOUTH FORK
			NWNW			A	*	*	63-4278	S	06-01-1943	BOISE RIVER, SOUTH FORK
			SENW			A	*	*	63-4278	S	06-01-1943	BOISE RIVER, SOUTH FORK
			SWNW			A	*	*	63-4278	S	06-01-1943	BOISE RIVER, SOUTH FORK
			NWSW			A	*	*	63-4278	S	06-01-1943	BOISE RIVER, SOUTH FORK
04N	17E	01	NENW		05	A	.0263	.17	37-7017	L	11-08-1968	GROUNDWATER
			NWNW	04					37-0224C		06-01-1885	BIG WOOD RIVER
			NWNW		05	A	.9736	4.20	37-2354	L	05-09-1966	GROUNDWATER
			SWNW		10	A	1.0000	*	37-2165	L	11-26-1909	ADAMS GULCH
												SHEEP CREEK
			SESE		10	A	.6250	*	37-4269	L	09-01-1920	UNNAMED STREAM
			NESW		15	A	1.0000	*	37-2165	L	11-26-1909	ADAMS GULCH
												SHEEP CREEK
			SESW		15	A	1.0000	*	37-2165	L	11-26-1909	ADAMS GULCH
												SHEEP CREEK
			SWSW		20	A	1.0000	*	37-2165	L	11-26-1909	ADAMS GULCH
												SHEEP CREEK
		1	[illegible]		45	A	1.1666	*	37-0212	D	06-23-1888	WARM SPRINGS CREEK
			[illegible]		05	A	1.0000	*	37-7359	D	03-11-1970	GROUNDWATER
			[illegible]		45	A	1.1666	*	37-0212	D	06-23-1888	WARM SPRINGS CREEK
			[illegible]		45	A	1.1666	*	37-0212	D	06-23-1888	WARM SPRINGS CREEK
			[illegible]			A	1.0000	*	37-7359	D	08-06-1959	SPRING
			[illegible]		45	A	1.1666	*	37-0212	D	06-23-1888	WARM SPRINGS CREEK
			[illegible]		04	A	1.0000	*	37-7359	D	08-06-1959	SPRING
			[illegible]		07	A	1.0000	*	37-7278	D	06-01-1978	GROUNDWATER
			[illegible]		03	A	1.0000	*	37-4358	S	05-27-1958	GROUNDWATER
		12	[illegible]		45	A	1.1794	*	37-02768	D	06-01-1885	BIG WOOD RIVER
			[illegible]		20	A	.6250	*	37-4269	S	09-01-1920	UNNAMED STREAM
			[illegible]		26	A	.8750	*	37-7359	D	08-30-1973	GROUNDWATER
			[illegible]		45	A	1.1794	*	37-02768	D	06-01-1885	BIG WOOD RIVER
			[illegible]		45	A	1.1794	*	37-02768	D	06-01-1885	BIG WOOD RIVER
			[illegible]		10	A	.6250	*	37-4269	S	09-01-1920	UNNAMED STREAM

WRDN13 — WATER RIGHTS BY PLACE OF USE — 05/13/83 — PAGE 337

SHOWING OVERLAPPING RIGHTS AND DIVERSION RATE PER ACRE

TOWNSHIP	RANGE	SECTION	TRACT	LOT	ACRES	USE	INCHES PER ACRE	ACRE FEET PER ACRE	RIGHT NUMBER	STAGE	STATUS	PRIORITY DATE	SOURCE OF WATER
04N	17E	12	SENE		04	D	.6000	*	37-7926		D	08-12-1981	GROUNDWATER
			SWNE		30	A	1.1794	*	37-02768		D	06-01-1885	BIG WOOD RIVER
			NESE		03	A	.6250	*	37-4269		S	09-01-1920	UNNAMED STREAM
			[illegible]		[illegible]		[illegible]		[illegible]				SAVED WATER
			[illegible]		[illegible]		[illegible]		[illegible]			05-06-1968	GROUNDWATER
			[illegible]		[illegible]		[illegible]		[illegible]			06-01-1885	BIG WOOD RIVER
			[illegible]		[illegible]		[illegible]		[illegible]			05-06-1968	GROUNDWATER
			[illegible]		[illegible]		[illegible]		[illegible]			05-06-1955	GROUNDWATER
			[illegible]		[illegible]		[illegible]		[illegible]			05-06-1968	GROUNDWATER
			[illegible]		[illegible]		[illegible]		[illegible]			06-23-1888	WARM SPRINGS CREEK
			[illegible]		[illegible]		[illegible]		[illegible]			03-11-1970	GROUNDWATER
			[illegible]		[illegible]		[illegible]		[illegible]			06-30-1894	WARM SPRINGS CREEK
			NESW		20	A	.3787	*	37-2689		S	06-06-1955	GROUNDWATER
			SESW		20	A	1.6000	*	37-4239		S	07-01-1962	GROUNDWATER
			[illegible]		[illegible]		.6671	2.00	37-7017		P	05-06-1968	GROUNDWATER
			[illegible]		[illegible]		1.5000	*	37-8031		P	06-24-1982	GROUNDWATER
			SWSW		45	A	1.1666	*	37-0212		D	06-23-1888	WARM SPRINGS CREEK
			[illegible]		[illegible]		1.0000	*	37-7359		D	08-06-1959	SPRING
			[illegible]		[illegible]		1.0000	*	37-7359		D	03-11-1970	GROUNDWATER
		13	[illegible]		[illegible]		.3375	2.81	37-7450		P	07-16-1972	GROUNDWATER
			[illegible]		[illegible]		[illegible]	*	37-8534		D	06-30-1894	WARM SPRINGS CREEK
			[illegible]		[illegible]		.3375	2.81	37-7450		P	07-16-1972	GROUNDWATER
			[illegible]		[illegible]		.3375	2.81	37-7450		P	07-16-1972	GROUNDWATER
			[illegible]		[illegible]		.3375	2.81	37-7450		P	07-16-1972	GROUNDWATER
			[illegible]		[illegible]		[illegible]	*	37-8534		D	06-30-1894	WARM SPRINGS CREEK
			SWNE		20	A	.8000	*	37-7994		S	01-13-1982	GROUNDWATER
			[illegible]		[illegible]		.2500	*	37-4106		S	07-01-1963	GROUNDWATER
			[illegible]		[illegible]		.4444	*	37-7548		S	10-19-1981	GROUNDWATER
			[illegible]		[illegible]		.3615	*	37-2619		L	07-22-1959	GROUNDWATER
			SWNE		16	A	.3615	*	37-2619		L	07-22-1959	GROUNDWATER
			NENW		04	A	.3615	*	37-2619		L	07-22-1959	GROUNDWATER
			SENW		04	A	.3615	*	37-2619		L	07-22-1959	GROUNDWATER
			NESW		16	A	.3615	*	37-2619		L	07-22-1959	GROUNDWATER
			NWSW		16	A	.3615	*	37-2619		L	07-22-1959	GROUNDWATER
			SESW		04	A	.3615	*	37-2619		L	07-22-1959	GROUNDWATER
			SWSW		16	A	.3615	*	37-2619		L	07-22-1959	GROUNDWATER
04N	18E	05	NESW		40	A	1.6600	*	37-0415		D	04-25-1881	TRAIL CREEK
			NESW		40	A	.4316	*	37-0416		D	10-05-1883	TRAIL CREEK
			NESW		40	A	.2656	*	37-0417		D	10-05-1883	TRAIL CREEK
			NWSW		40	A	1.6600	*	37-0415		D	04-25-1881	TRAIL CREEK
			NWSW		40	A	.4316	*	37-0416		D	10-05-1883	TRAIL CREEK
			NWSW		40	A	.2656	*	37-0417		D	10-05-1883	TRAIL CREEK
			SESW		40	A	1.6600	*	37-0415		D	04-25-1881	TRAIL CREEK
			SESW		40	A	.4316	*	37-0416		D	10-05-1883	TRAIL CREEK
			SESW		40	A	.2656	*	37-0417		D	10-05-1883	TRAIL CREEK
			SWSW		40	A	1.6600	*	37-0415		D	04-25-1881	TRAIL CREEK
			SWSW		40	A	.4316	*	37-0416		D	10-05-1883	TRAIL CREEK
			SWSW		40	A	.2656	*	37-0417		D	10-05-1883	TRAIL CREEK
		06	NESE		40	A	1.6600	*	37-0415		D	04-25-1881	TRAIL CREEK
			NESE		40	A	.4316	*	37-0416		D	10-05-1883	TRAIL CREEK

Form 222a
6/78

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: ADR

1. Right number 37-0574 Applicant WARM SPRINGS RANCH
2. Type of right: ☒ Decree ☐ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
   ☐ Other _____
4. Check: — Not Listed in decree
   a. ☒ Source ☒ Priority ☒ Amount ☐ Purpose ☒ Period of use
   b. ☒ Description of original point of diversion. — Not Listed in Decree
   c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
   a. ☒ All of right.
   b. ☐ Part of right *(NOTE! Part B should be filled in only if part of the right is owned by the applicant).*
   c. ☒ Check description of point(s) of diversion.
   d. ☒ Check description of place of use.
   e. ☒ Check map (shows p.d. and p.u. after transfer).
   f. ☒ Check for correct signature, notarization, and fee.
   g. ☐ Check proof of ownership of right &/or land from which water is transferred.
   h. ☐ Check for expansion in use of right. Comments _____
   _____
   i. ☐ Check for existing water rights from same source, on land water is being transferred to.
   Right number(s) _____
   j. ☒ Is use within a Watermaster District? ☒ Yes ☐ No
   If yes, what district? 37

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on 7/13/83 Received on 7/27/83
2. Is transfer published correctly? ☐ Yes ☐ No
3. Protest received? ☐ Yes ☐ No

RECOMMENDED ACTION

1. ☐ Approve
2. ☐ Deny
3. Conditions* _____
   _____
   _____
4. By _____ Date _____

** All uses within Watermaster Districts require special conditions.*