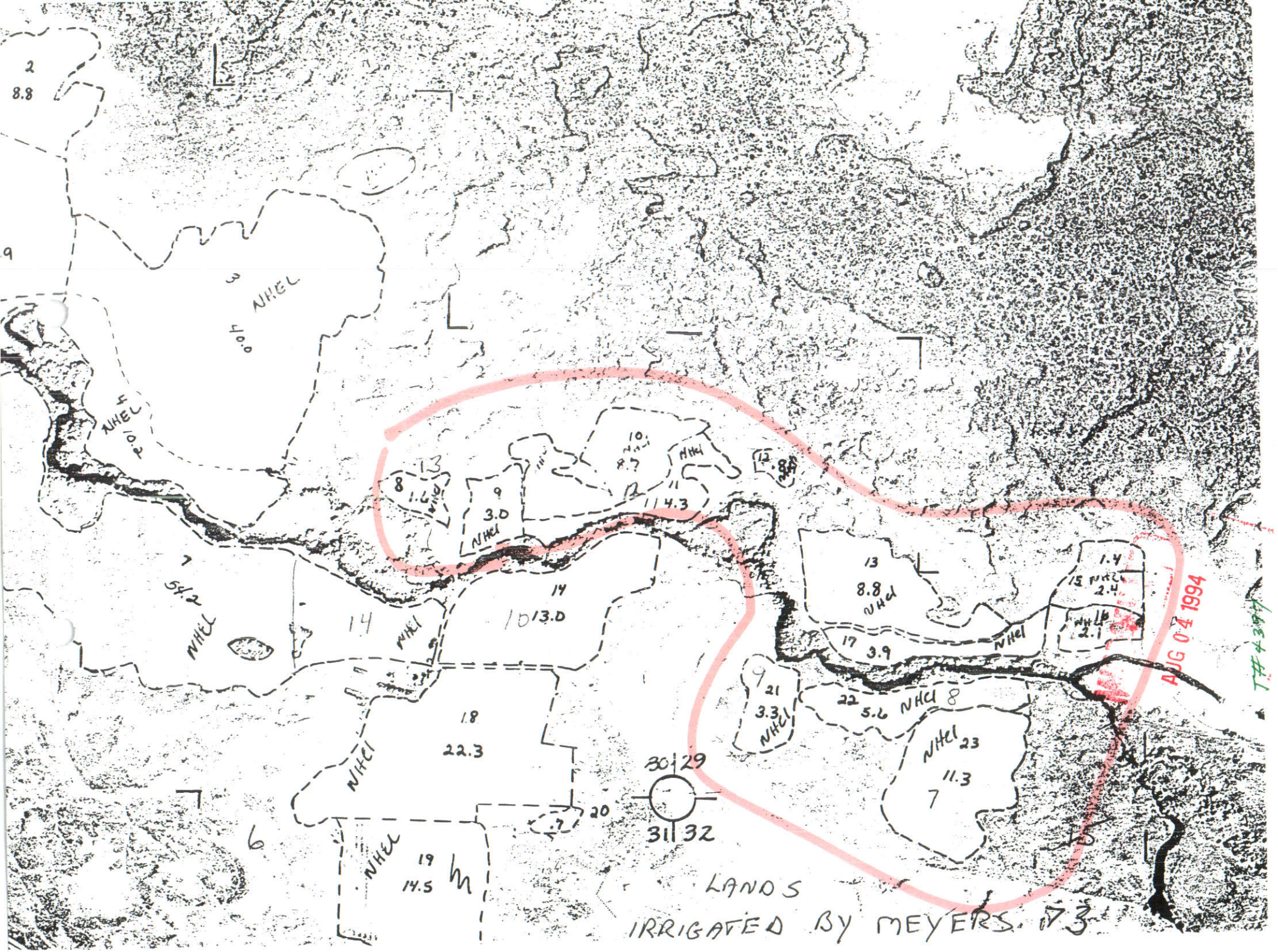
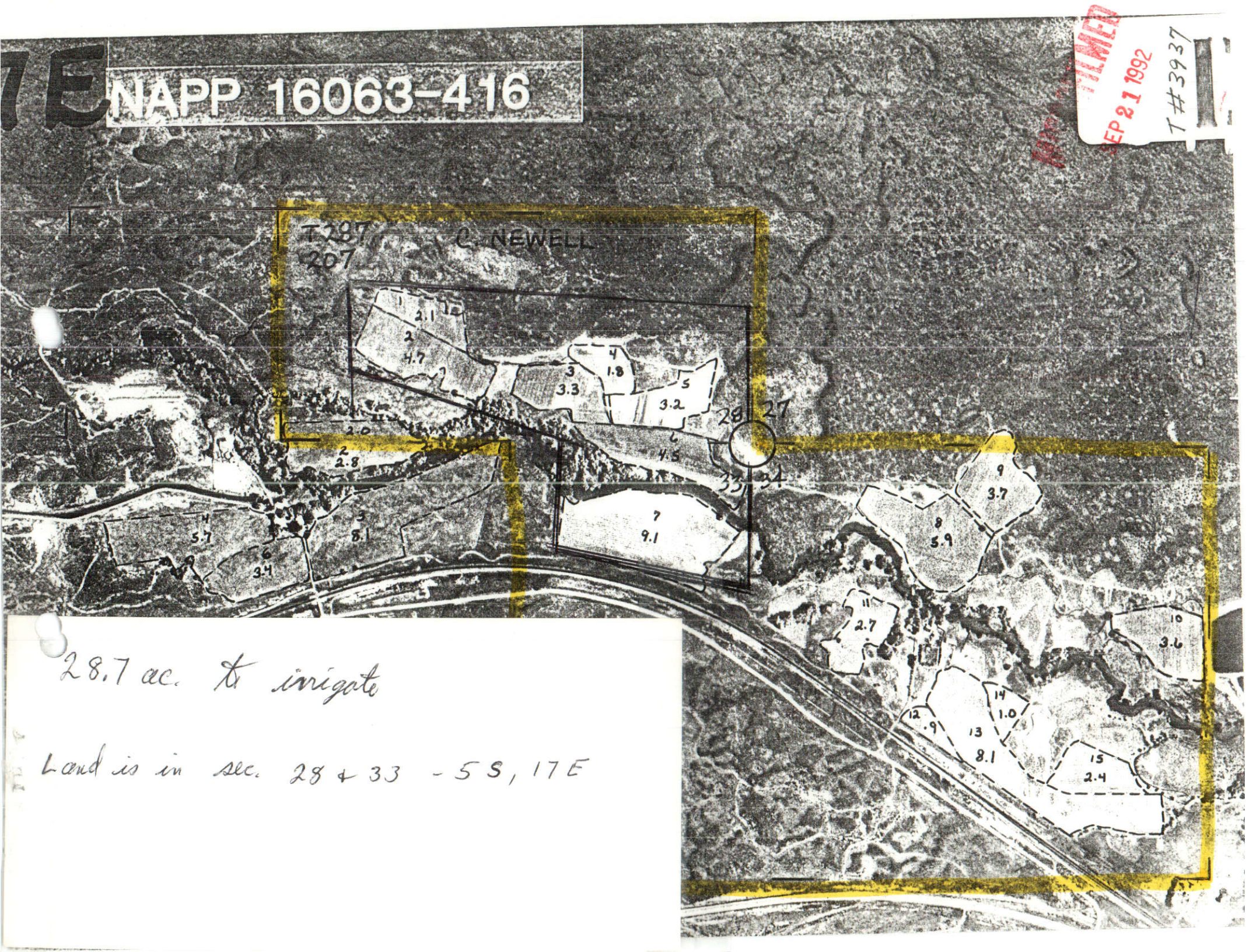

LANDS
IRRIGATED BY MEYERS.
AUG 04 1994



28.7 ac. to irrigate

Land is in sec. 28 & 33 - 5S, 17E

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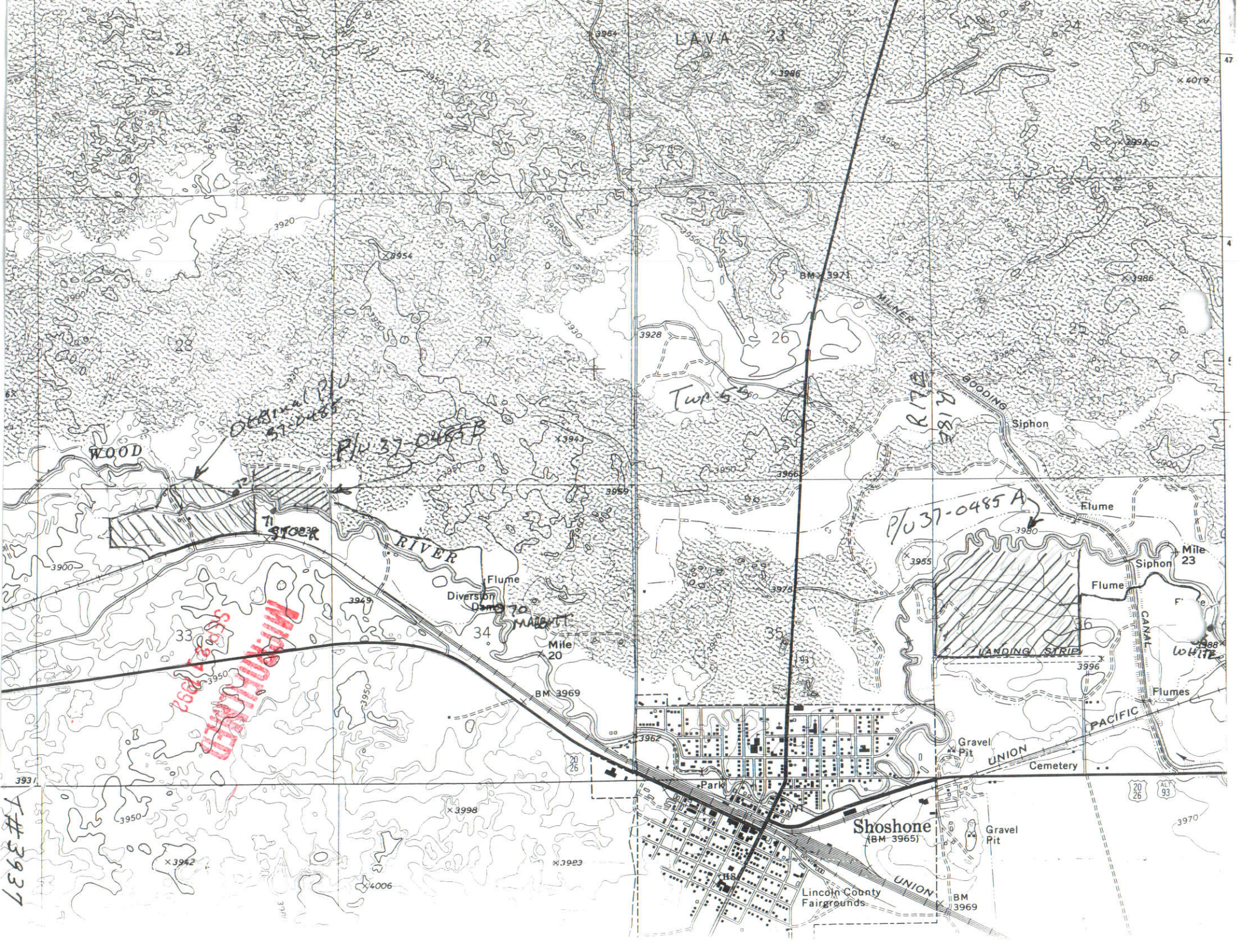
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LANDING STRIP
Flumes
PACIFIC
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Gravel
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Cemetery
Park
Shoshone
(BM 3965)
Gravel
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UNION
Lincoln County
Fairgrounds
BM
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P/U 37-0485 A
P/U 37-0485 B
STOCK
MINIDOKA
SEC 37 T9S R21E
T#3937

AFFIDAVIT of PUBLICATION

RECEIVED

JUL 07 1992

Department of Water Resources
Southern Region Office

State of Idaho
County of Lincoln } ss.

Patty Nance, being first duly sworn, deposes and says that she is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, County of Lincoln, 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 17th day of June, 1992, and the date of the last publication was on the 24th day of June, 1992.

Patty Nance

Subscribed and sworn to before me this 3rd day of July, 1992.

(SEAL)

Norma DeVoe
NOTARY PUBLIC

#5230/16088

LINCOLN COUNTY JOURNAL
Shoshone, Idaho

OK MB 7-8-92

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2X

MICROFILMED
SEP 21 1992

_____	Lines tabular at	_____	6¢/Pica
1100	Lines straight at	55.00	5¢/Pica
_____	Subsequent lines at	44.00	4¢/Pica

TOTAL COST 99.00

COPY OF NOTICE

(Paste Here)

37-00485A, 37-00485B
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

I.D.W.R.
BILL TO

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NOS. 37-00485A, 37-00485B

Notice is hereby given that CONVERSION INDUSTRIES USA, C/O MICHAEL ARKOOSH of Gooding, ID has applied to the Department of Water Resources to change the following described water right(s) pursuant to Section 42-222 of the IDAHO CODE.

This Application for Transfer proposes to change point(s) of diversion AND change place of use for the 1992 irrigation season to enable a temporary lease of the water right.

WATER RIGHT AS RECORDED

Water Right No. 37-00485
Basis of right: Decreed to Frank Millsaps in case of Frost, Et. Al., vs Alturas Water Co. dated 12/13/1909 in Fourth District Court, Lincoln County.
Source: Little Wood River tributary to Malad River
Priority: 4/1/1883

Amount: 1.10 cfs
Use: irrigation
Point(s) of diversion: NE1/4NE1/4, S33, T05S, R17E (Stock #71); NE1/4NW1/4, S33, T05S, R17E (Stock #72); Lincoln County. Point of diversion not given in decree but determined from Watermaster.
Place of use: Unspecified acres within NW1/4NE1/4, NE1/4NW1/4, S33. T5S, R17E; Lincoln County.

TO BE CHANGED AS FOLLOWS:

Water Right No.: 37-00485A
Priority: 4/1/1883
Period of Use: 4/1 to 11/1
Water Use: irrigation
Amount: 0.60 cfs

Water Right No.: 37-00485B
Priority: 4/1/1883
Period of Use: 4/1 to 11/1
Water Use: irrigation
Amount: 0.50 cfs

Total amount being transferred: 1.10 cfs

Source: Little Wood River tributary to Malad River
Point of diversion, Part A: NE1/4NE1/4SE1/4, S36, T05S, R18E; (White #68); Lincoln County.

Point of diversion, Part B: SW1/4SW1/4NE1/4, S34, T05S, R17E (Mabbutt #70); Lincoln County.

Place of use, Part A: 30 acres within S1/2NW1/4, W1/2SW1/4, S36, T05S, R18E; Lincoln County.
Place of use, Part B: 25 acres within SE1/4SE1/4, S28, T05S, R17E; NE1/4NE1/4, S33, T05S, R17E; Lincoln County.

This application is made to accomodate a Lease of the Water Right for the 1992 season.

Any protest against approval of the application for transfer must be filed with the Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 on or before July 6, 1992.

R. Keith Higginson, Director

Published in Lincoln County Journal on 6/17 & 6/24/92.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TEMPORARY TRANSFER NO. 4397
WATER RIGHT NO. 37-00485

This is to certify that: **ERNEST A BRYANT III**
PO BOX 669
SHOSHONE ID 83352

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 42-222A, Idaho Code, provided the conditions listed below are met.

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE
IRRIGATION	04/01 to 10/30	1.10 CFS

SOURCE	TRIBUTARY OF
LITTLE WOOD RIVER	MALAD RIVER

Priority: 04/01/1883

LOCATION OF POINT(S) OF DIVERSION: NENE , Sec. 33, Township 05S, Range 17E
LINCOLN County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
05S	17E	29	NWSW	15	SWSW	20	SESW	35	70
		30	SWNE	18	NENW	5	SENW	30	
			NESW	40	SESW	15	NESE	18	
			NWSE	25	SWSE	30	SESE	30	211
		31	NENE	9	NWNE	10			19
		32	NENW	5	NWNW	1			6
					Total number of acres irrigated:				306

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 37M.
2. This approval expires November 1, 1994 and thereafter the right reverts to the use existing prior to the temporary change.

Dated this 27TH day of July, 1994.

for Chief, Water Alloc. Bureau

RECEIVED

AUG 04 1994

5/94

Ident. No. 4397

JUL 21 1994

Department of Water Resources
Southern Region Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TEMPORARY CHANGE APPLICATION

(To change point of diversion, place of use or purpose of use)

Name of applicant ERNEST A BRYANT III Phone 886-2902

Post Office address BOX 669, SHOSHONE, ID 83352

A. PURPOSE OF TRANSFER

1. X Change point of diversion ___ Add diversion point(s) X Change place of use
   ___ Change purpose of use ___ Other

2. Describe the proposed change(s) and the reason(s) therefor DUE TO DROUGHT, REPLACE WATER CUT BY PRIORITY

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount	Nature	Period of Use
37-0485	4/01/1883	1.10 cfs	IRRIGATION	4-1 to 10-30
				to
				to
				to

2. Total amount of water being transferred 1.00 cubic feet/second and/or _____ acre-feet per annum.

3. Source of water LITTLE WOOD River tributary to MALAD RIVER

4. Point(s) of Diversion:

Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
71			NE	NE	33	5S	17E	LINCOLN	

5. Lands Irrigated or Place(s) of Use: SEE ATTACHED SHEET

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5S	17E	29										15	20	35					70
		30			18		5			30	40			15	18	25	30	30	211
		31	9	10															19
		32					5	1											6

Total acres 306

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. **37-00485**

STAGE: DECREED

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE
IRRIGATION	04/01 to 11/01	1.10 CFS

SOURCE	TRIBUTARY OF
LITTLE WOOD RIVER	MALAD RIVER

Priority: 04/01/1883

LOCATION OF POINT(S) OF DIVERSION: NENE , Sec. 33, Township 05S, Range 17E
NENW , Sec. 33, Township 05S, Range 17E
LINCOLN County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
05S	17E	33	NWNE	NENW		

CONDITIONS/REMARKS:

AUG 04 1994

6. General Information:

a. Who owns the water right to be changed? BONNIE ARKOOSH

b. Describe the arrangement allowing use of the right RENTAL AGREEMENT

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this application: NONE - NOT BEING IRRIGATED DUE TO ANTICIPATED SHORT WATER YEAR

d. Has the water right sought to be transferred been used this year? NO If yes, explain.

e. Absent the changes, how would the right be used for the remainder of the year? WOULD NOT BE USED

f. Describe other water rights used for the same purpose. 37-0059 05/27/1899 14" CUT
37-0344 4/6/1883 200" 37-0973 4/1/1884 100" CUT

g. Remarks:
This transfer is being requested to partially replace water cut by priority.

I hereby assume all risk in accordance with Section 42-222A, Idaho Code, and 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.

Ernest A Bryant by FRED BROSSY P.A.
(Signature of applicant)

FOR DEPARTMENT USE ONLY

Received by G Eskelson Date 7-21-94 Fee $50
Receipted 00 # 5017147 Recommend: ___ approve ___ deny
Watermaster recommendation approval 7-22-94

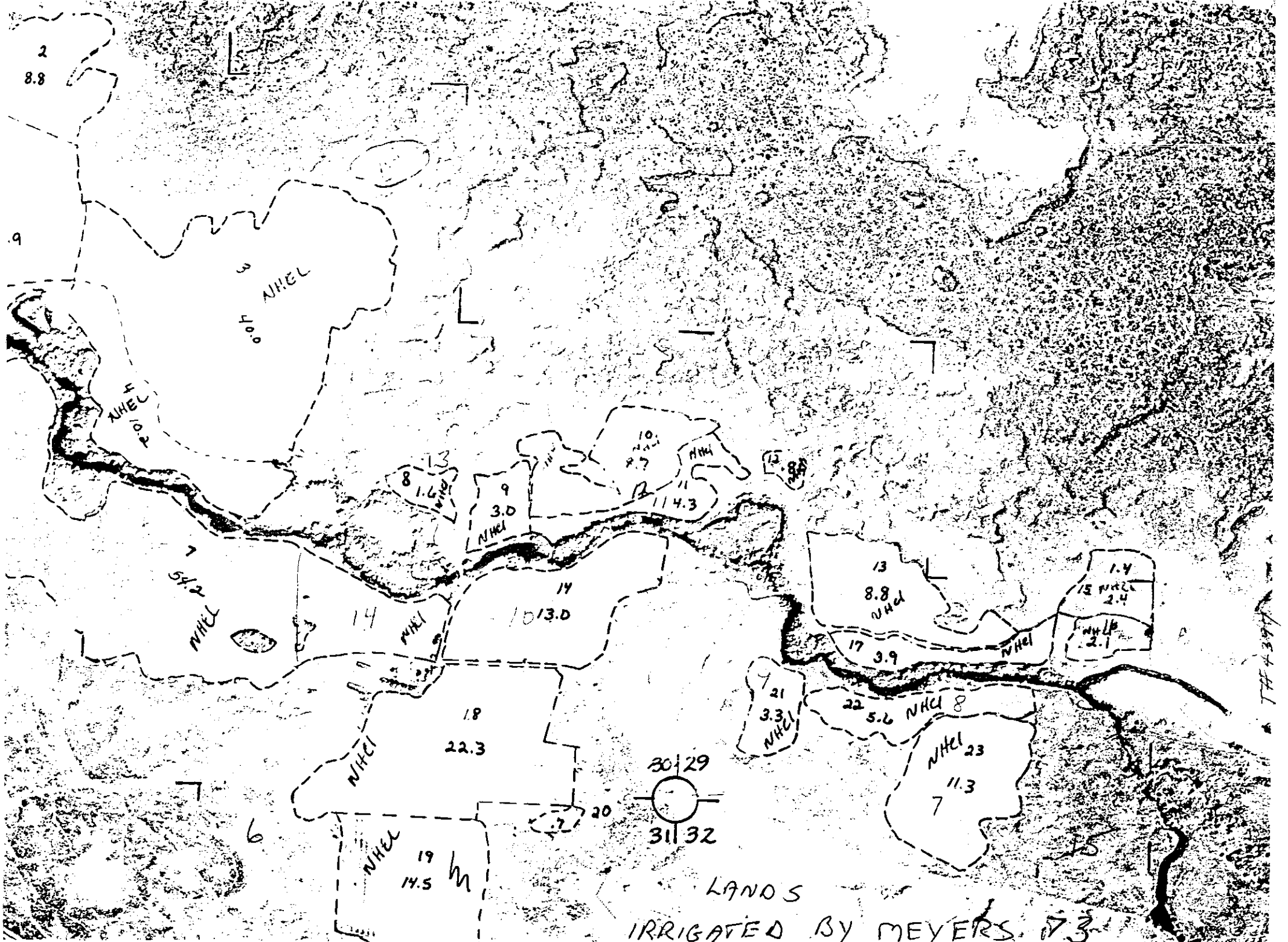
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No. 4397
And said application is hereby APPROVED subject to the following limitations and conditions:

Witness my hand this 22 day of July, 1994.

Karl O Dreher
Southern Region Mgr.

T #4397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LANDS
IRRIGATED BY MEYERS.

Ernest A. Bryant III

nt evidenced by:

a. Decree No. 37-0344 decreed to C. P. Johnson (Name)

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

dated in 12/13/1909 in 4th Judicial Dist (Name of court) county of Lincoln

3. Source of water Little Wood River tributary to Malad River

4. Date of priority 4/6/1883

5. Water is used for the following purposes:

amount 4.60 for irrigation purposes from *Not listed in Decree to
(month/day — both dates inclusive)

6. Total amount of water under right: a. 4.60 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is *Not listed in Decree of Section _____

Township _____ Range _____, B.M., in _____ 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	
5S	17E	29										X	X	X					120
		30													X				40
		30			X	X					X			X		X	X	X	160 *
		31	X																*
* 4S	19E	31												X			X		280 List decre
* 5S	19E	5	X		X	X	X			X		X			X	X			440 Tota
		6		X															

Lt1 Lt2 Lt3

*Water is not used on these lands, but lands were listed in decree under C. P. Johnson

Total number of acres to be irrigated _____

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. 4.0 cubic feet per second
&/or
b. (Meyers 73) acre feet per annum

2. Point of diversion NE ¼ NE ¼, Section 32 Township 5S

Range 17E, B.M., Lincoln County

Additional points (Meyers 74) NW¼SW¼, Sec. 29, T5S, R17E, B.M.

(Meyers 75) Near Center SE¼, Sec. 30, T5S, R17E, B.M.

3. Place of use: Lands not listed on Decree but historically irrigated by unrecorded transfer and now to be documented

	TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
				NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
Identified in Decree	5S	17E	29										X	X	X					
			30			X					X	X			X	X	X	X	X	
			31	X																
Actual Irrigated	5S	17E	29										15	20	35					70
			30			18		5			30	40			15	18	25	30	30	211
			31	9	10															19
			32					5	1											6

AUG 04 1994

Total number of acres to be irrigated 306

Form 222
1-87

APPROVED

Page 1 of 6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3937

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Conversion Industries USA Phone 208-934-4817

Post Office address C/o Michael Arkoosh, 7143rd Ave E. Gooding, Idaho 83330

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
   ☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Lease for 1992 Irrigation Season. Transferred rights to revert to original diversions & lands at end of 1992

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1.

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
37-0485A	4/01/1883	0.60	Irrigation	4/1 to 11/1
37-0485B	4/01/1883	0.50	Irrigation	4/1 to 11/1
				to
				to

2. Total amount of water being transferred 1.10 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Little Wood R. tributary to Malad R.

4. Point(s) of Diversion:

	Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
B		SW	SW	NE	34	5S	17E	Lincoln	Mabbutt #70
A		NE	NE	SE	36	5S	18E	Lincoln	White #68

5. Lands irrigated or place of use:

	Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
				NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
#A	5S	18E	36							40	40		20	20						30 within Listed Tracts
#B	5S	17E	28																15	15
			33	10																10
																				25

MICROFILMED
SEP 21 1992

Total acres _____

Transfer No. 3937

PART 1

6. General Information:

a. Description of diversion system headgate, ditch, gravity &/or sprinkler

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Dry

d. Remarks:

Temporary transfer for 1992 season only

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 37-00485A & B

And said application is hereby APPROVED, subject to the following limitations and conditions:

SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

MICROFILMED

SEP 21 1992

Witness my hand this 11th day of September, 19 92.

L. Glen Saxton

CHIEF, WATER ALLOC. BUREAU

CONDITIONS OF APPROVAL
Transfer of Water Rights
No. 37-00485A & B

1. Approval of this transfer is effective through November 1, 1992, at which time the rights revert back to the original points of diversion and place of use.

2. Use of water under this water right will be regulated by the watermaster of State Water District No. 37M.

Dated this 11th day of September, 1992.

R. Wells Saxton
Chief, Water Alloc. Bureau

MICROFILMED
SEP 21 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
   a. Decree No. 37-0485 Decreed to Frank Millsaps
      in case of Frost, et al vs. Alturas Water Co.
      dated 12/13/1909 in _____ county of _____
   b. License No. _____ issued by the Idaho Department of Water Resources.
   c. Claim No. _____ on file with the Idaho Department of Water Resources.
   d. Transfer No. _____ which produced this right.
2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:
   ☐ Tax Notice ☐ Warranty Deed ☐ Other _____
3. Source of water Little Wood R. tributary to Malad R.
4. Date or priority 4/1/1883
5. Water is used for the following purpose:
   amount 1.10 (cfs/ac-ft) for Irr. purposes from 4/1 to 11/1
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
6. Total amount of water under right 1.10 cubic feet per second and/or _____ acre-feet per annum.
7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NE	33	5S	17E	Lincoln	Stock #71
		NE	NW	33	5S	17E	Lincoln	Stock #72

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
5S	17E	33		X			X												

SEP 21 1992

Total acres Unspecified

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

PART 2

Transfer No. 3937

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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SEP 21 1992

NAPP 16063-416

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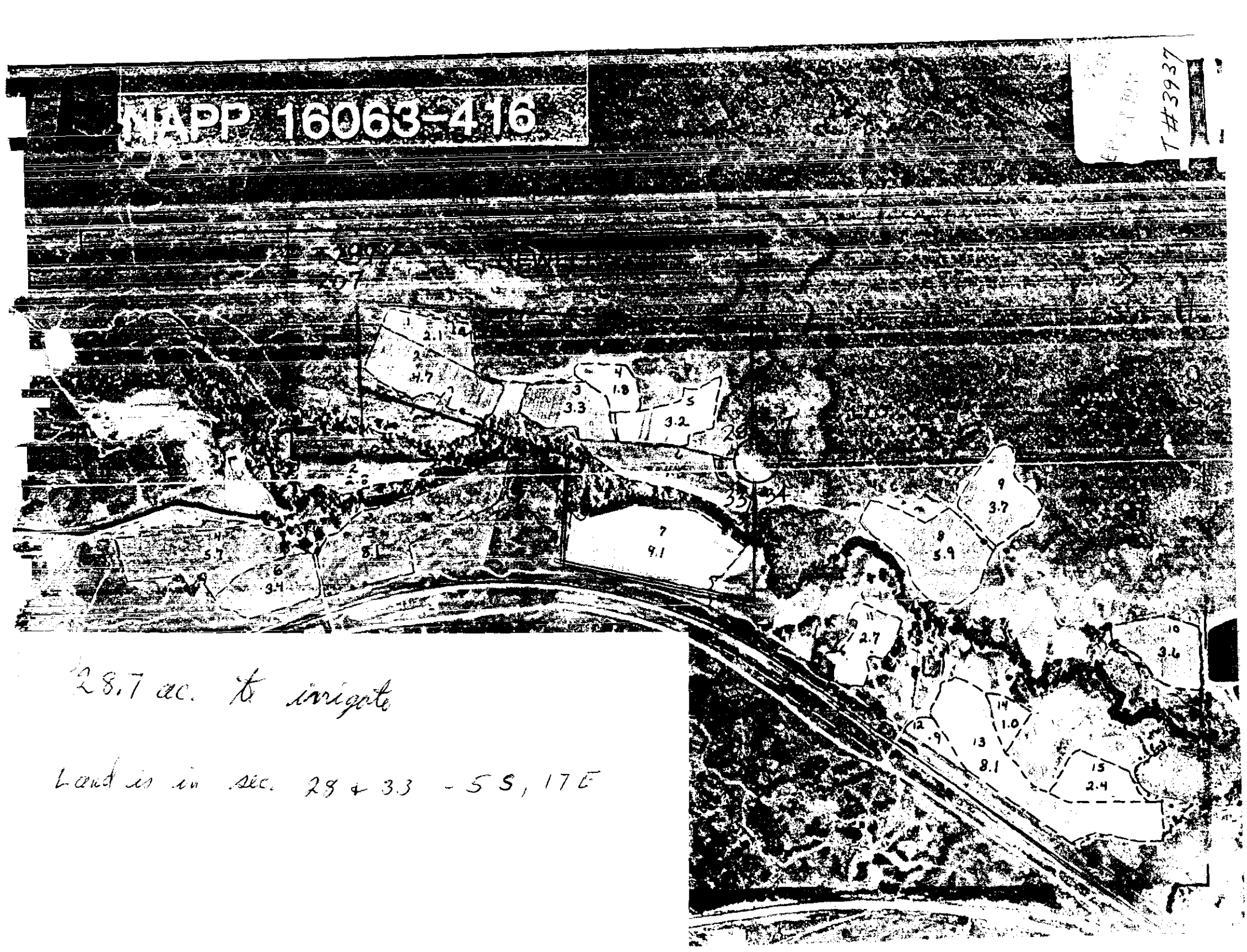
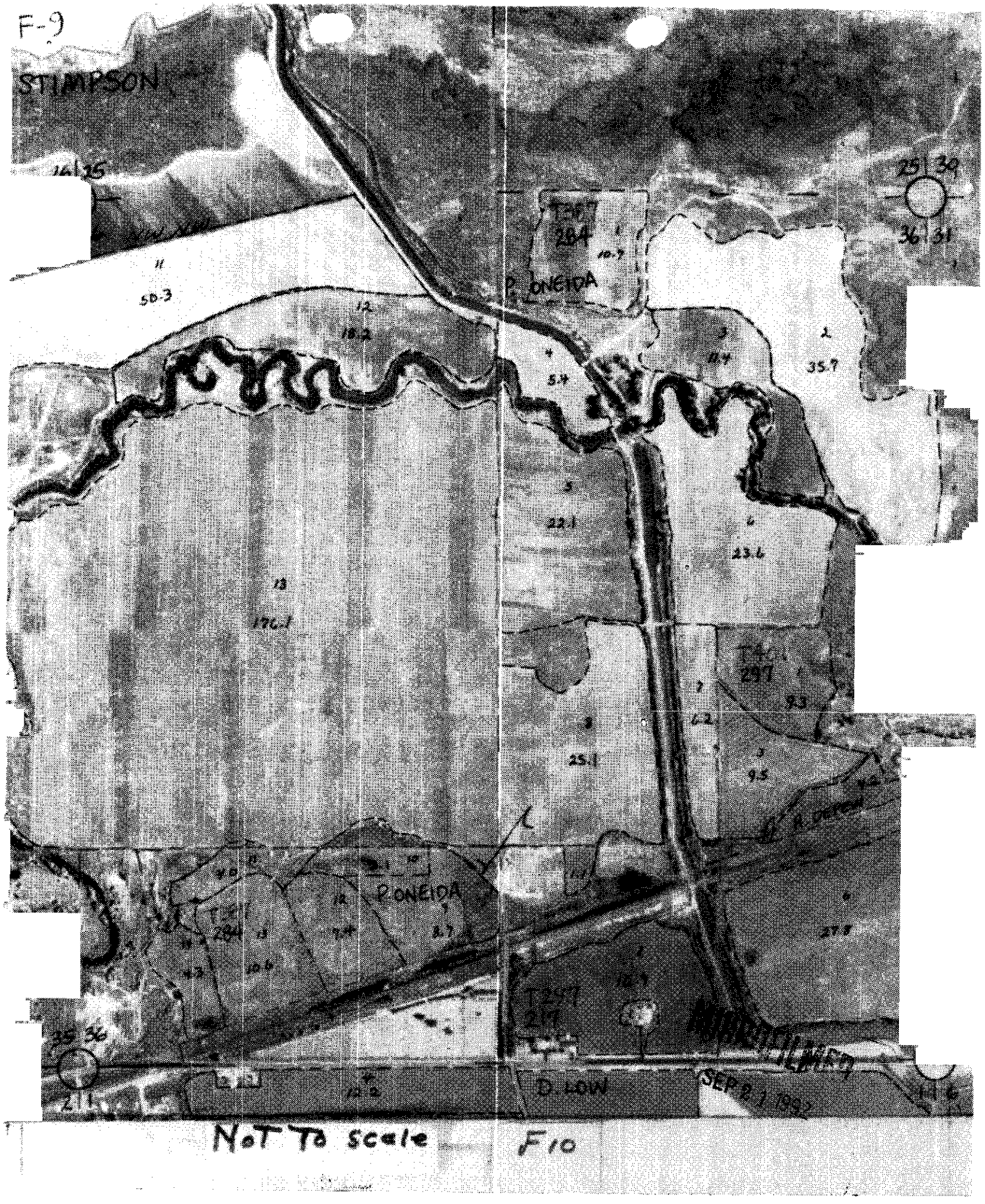


28.7 ac. ± irrigate

Land is in sec. 28 & 33 - 5S, 17E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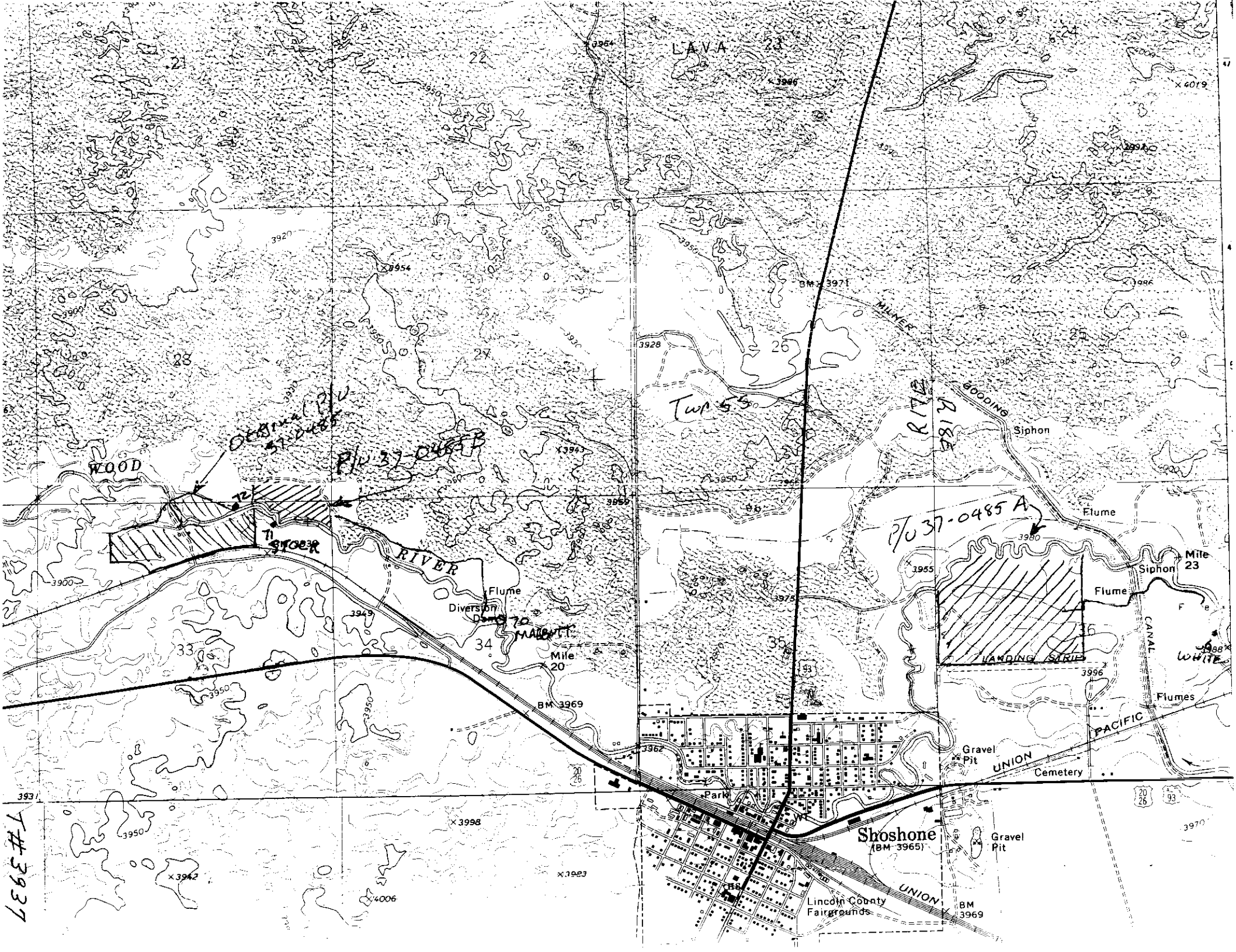
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LANDING STRIP
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PACIFIC
UNION
Gravel
Pit
Cemetery
Park
Shoshone
(BM 3965)
Gravel
Pit
UNION
Lincoln County
Fairgrounds
BM
3969
T#3937

Transfer No. 3937

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

RECEIVED
SEP 21 1992

SCALE: 2 inches equal 1 mile. Draw plan i x.

Transfer No. 3937

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

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.

Conversion Ventures USA
By Michael Lukoski
(Signature of Applicant)

Subscribed and sworn to before me this 19 day of May, 1992.

Loren O Harlan
(Notary Public)

My commission expires 3/21/93

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments

Received by LH Date 5/19/92 Protest filed by

Prelim. check by LH Fee 50.00

Receipted by DRT S014555 Date 5/19/92

Published in Lincoln Co. Journal Copies of protest forwarded by

Pub. dates 6/17 & 6/24 Hearing held by Date

Watermaster recommendation requested on 6/8/92 Recommended for ☒ approval ☐ denial

rec'd. 6/15/92 by LH

Copy of transfer sent to lien holder

RECEIVED

SEP 21 1992

AFFIDAVIT of PUBLICATION

RECEIVED

JUL 07 1992

Department of Water Resources
Southern Region Office

State of Idaho } ss.
County of Lincoln }

Patty Vance, being first duly sworn, deposes and says that she is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, County of Lincoln, 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 17th day of June, 1992, and the date of the last publication was on the 24th day of June, 1992.

Patty Vance

Subscribed and sworn to before me this 3rd day of July, 1992.

(SEAL)

Norma DeVore
NOTARY PUBLIC

#5230/16088

LINCOLN COUNTY JOURNAL
Shoshone, Idaho

OK MB 7-8-92

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 2X

APPROVED

SEP 21 1992

_____	Lines tabular at	_____	6¢/Pica
1100	Lines straight at	55.00	5¢/Pica
_____	Subsequent lines at	44.00	4¢/Pica
	TOTAL COST	99.00	

COPY OF NOTICE

(Paste Here)

37-00485A, 37-00485B
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

I.D.W.R.
BILL TO

NOTICE OF [redacted] CHANGE OF WATER RIGHT

NOS. 37-00485A, 37-00485B

Notice is hereby given that CONVERSION INDUSTRIES USA, C/O MICHAEL ARKOOSH of Gooding, ID has applied to the Department of Water Resources to change the following described water right(s) pursuant to Section 42-222 of the IDAHO CODE. This Application for Transfer proposes to change point(s) of diversion AND change place of use for the 1992 irrigation season to enable a temporary lease of the water right.

WATER RIGHT AS RECORDED

Water Right No. 37-00485
Basis of right: Decreed to Frank Millsaps in case of Frost, Et. Al., vs Alturas Water Co. dated 12/13/1909 in Fourth District Court, Lincoln County.
Source: [redacted] tributary [redacted]
Purpose: [redacted]
[redacted]
Use: [redacted]
Point(s) of diversion: NE1/4NE1/4, S33, T05S, R17E (Stock #71); NE1/4NW1/4, S33, T05S, R17E (Stock #72); Lincoln County. Point of diversion not given in decree but determined from Watermaster.
Place of use: Unspecified acres within [redacted] NE1/4NE1/4, NE1/4NW1/4, S33, T05S, R17E; Lincoln County.

TO BE [illegible] AS FOLLOWS:

Water Right No.: 37-00485A
Priority: 4/1/1883
Period of Use: 4/1 to 11/1
Water Use: irrigation
Amount: 0.60 cfs

Water Right No.: 37-00485B
Priority: 4/1/1883
Period of Use: 4/1 to 11/1
Water Use: irrigation
Amount: 0.50 cfs

Total amount being transferred:
1.10 cfs

Source: Little Wood River tributary to Malad River
Point of diversion, Part A: NE1/4NE1/4SE1/4, S36, T05S, R18E; (White #68); Lincoln County.

Point of diversion, Part B: SW1/4SW1/4NE1/4, S34, T05S, R17E (Nabbutt #70); Lincoln County.

Place of use, Part A: 30 acres within S1/2NW1/4, W1/2SW1/4, S36, T05S, R18E; Lincoln County.
Place of use, Part B: 25 acres within SE1/4SE1/4, S28, T05S, R17E; NE1/4NE1/4, S33, T05S, R17E; Lincoln County.

This application is made to accomodate a Lease of the Water Right for the 1992 season.

Any protest against approval of the application for transfer must be filed with the Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 on or before July 6, 1992.

R. Keith Higginson, Director

Published in Lincoln County Journal on 6/17 & 6/24/92.

NOTICE OF TRANSFER OF WATER LICENSE

GEOBON, INC., an Idaho Corporation, hereby provides notice to the Department of Water Resources of the transfer, sale, conveyance and delivery of all of its rights, title, and interest in and to Water License No. 37-0485 to appropriate the public waters of the State of Idaho, to CONVERSION INDUSTRIES USA, INC., by transfer of this license and the real property to which it is appurtenant. Said property being more particularly described as follows:

Township 5 South, Range 17 East of the Boise Meridian
Section 28: SE 1/4 SW 1/4
Section 29: S 1/2 SE 1/4
Section 32: N 1/2 NE 1/4
Section 33: NW 1/4 NE 1/4, N 1/2 NW 1/4

Together with a decreed right to the waters of the Little Wood River of 55 miners' inches of water with a decreed priority of April 1, 1883 (License #37-0485); a decreed right to the waters of the Little Wood River of 160 miners' inches of water with a decreed priority of June 26, 1908 (License #37-0486), and the water rights appurtenant to said premises evidenced by 40 shares of capital stock of the Big Wood Canal Company and together with any water decreed to said property under that certain Order out of the District Court of the Fourth Judicial District of the State of Idaho in and for the County of Lincoln, in the case of S. C. Fort et al., Plaintiffs, vs. Alturas Water Company et al., Defendants, wherein water from Big Wood River was decreed to said real property, and other lands, dated December 13, 1909, filed December 17, 1908 and recorded in Book 1 of Judgments, Page 158, Records of Lincoln County, Idaho.

MICROFILMED
SEP 21 1992

No. 148833
RECORDED INDEXED
REQUEST
3:42 P.M.
LINCOLN COUNTY RECORDER
By Colleen Carney Dep
Fee $4.00
Return to

GEOBON, INC.

By _____
President

STATE OF IDAHO)
) ss.
COUNTY OF GOODING)

I, John Arkoosh, a notary public, do hereby certify that on this 10th day of December, 1985, personally appeared before me Joe Arkoosh, who, being by me first duly sworn, declared that he is the President of GEOBON, INC., that he signed the foregoing document as President of the corporation, and that the statements therein contained are true.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on the day and year above written.

Notary Public, State of Idaho
Residing at Gooding, Idaho

SEP 21 1992

Sec. 27, N 1/2 of NW 1/4 of Sec. 34, [illegible]
E 1/4 of Sec. 22, SE 1/4 of Sec. 22, W 1/2 of NW 1/4 of Sec. 26, NE 1/4 of Sec. 33, T. 1 N., R. 19 E., containing 1400 acres.

(The above described lands are owned by Annie I. Miller and John Q. Packard.)

Lands of Jane E. Turner: Lots 6 and 7, and the E 1/2 of SW 1/4 of Sec. 6; the NW 1/4 of NE 1/4, S 1/2 of NE 1/4, and NE 1/4 of SE 1/4 of Sec. 7; also, all that portion of NW 1/4 of SE 1/4 and E 1/2 of NW 1/4 of Sec. 7, lying East of the right-of-way of the Wood River Branch of the Oregon Short Line Railroad; all in T. 1 N., R. 19 E., containing about 400 acres.

Lands of William M. Wayman and Olive Wayman, his wife: S 1/2 of SE 1/4 of Sec. 7, SE 1/4 of SW 1/4 of Sec. 7, N 1/2 of SW 1/4, SW 1/4 of NE 1/4 and NW 1/4 of Sec. 17; all in T. 1 N., R. 19 E., containing 400 acres.

Miller, Benjamin F. — W 1/2 of SW 1/4 of Sec. 5, and W 1/2 of NW 1/4 of Sec. 8, T. 3 N., R. 18 E.

37-00485
Millsaps, Frank — NW 1/4 of NE 1/4 and NE 1/4 of NW 1/4 of Sec. 33, T. 5 S., R. 17 E., containing 80 acres.

Millsaps, Mary E. — S 1/2 of SE 1/4 of Sec. 29, and S 1/2 of SW 1/4 of Sec. 28, T. 5 S., R. 17 E., containing 160 acres.

Minear, John W. — SW 1/4 of Sec. 28, and NW 1/4 of Sec. 28, T. 1 N., R. 14 E., containing 320 acres.

Mink, Amanda M. — SE 1/4 of SE 1/4 of Sec. 22, SW 1/4 of NW 1/4 of Sec. 26, and E 1/2 of NE 1/4 of Sec. 27, T. 1

37-G

37 0484	Miller, Benjamin F.	c	150 inches.	317	July 16, 1907.	Big Wood River.
37 0485	Millsaps, Frank	c	55	"	Apr. 1, 1883.	Little Wood River.
	" "					(Also shares in Big Cottonwood Canal Co.)
37 0486	Millsaps, Mary E.	c	160	"	June 27, 1908.	Little Wood River.
37 0487	Minear, John W.	c	50	"	Sept. 1, 1883.	Soldier Creek.
37 0488	" " "		40	"	May 15, 1884.	" "
37 0489	" " "		60	"	June 1, 1898.	" "
37 0490	Mink, Amanda M.	c	160	"	May 14, 1883.	" "
37 0491	Mink, Cicero B.	c	140	"	Jan. 18, 1900.	Cow Creek, a tributary of Upper Malad River.
37 0492	Mink, James D.	c	160	"	June 30, 1883.	Soldier Creek.
37 0493	Mink, T. M.	c	80	"	June 1, 1882.	Corral Creek.
37 0494	Mizer, Jacob	c	100	"	May 1, 1886.	Big Wood River.
37 0495	" "		140	"	July 1, 1892.	" " "
37 0496	Mizer, Thomas "	c	200	"	July 1, 1883.	" " "
37 0497	" " "		100	"	July 1, 1892.	" " "
37 0498	Monroe, James W.	c	80	"	Aug. 11, 1884.	" " "
37 0499	" " "		100	"	May 1, 1905.	" " "
37 0500	Moody, Marcus L.	c	320	"	Oct. 20, 1902.	" " "
37 0501	Morgan, W. Y.	c	400	"	May 1, 1886.	" " " #568
37 0502	Morrell, Siegel	c	40	"	June 31, 1884.	Soldier Creek.
37 0503	"		120	"	June 1, 1898.	" "
37 0504	Morris, Frank H.	c	145	"	Apr. 30, 1906.	Big Wood River or Malad River.
37 0505	Moulton, W. H.	c	160	"	May 20, 1896.	Big Wood River.
37 0506	" "		80	"	May 15, 1902.	" " " Trans #121
37 0507	Mullins Canal & Reservoir Co.	c	750	"	June 15, 1890.	" " "
37 0508	Murphy, Mrs. Susan R.	c	120	"	May 1, 1885.	Deer Creek.
37 0509	Myers, S. J.	c	200	"	June 1, 1884.	Big Wood River.
37 0510	" "		140	"	Oct. 15, 1884.	" " "

4150
830

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

July 27, 1994

Ernest A. Bryant III
P.O. Box 669
Shoshone ID 83352

RE: Temporary Transfer No. 4397
Water Right No. 37-00485

Dear Mr. Bryant:

Enclosed you will find the conventional transfer approval form reflecting the temporary transfer referenced above.

You will note the conditions that were referenced by the region office in their approval letter have been specifically stated on this approval form.

If you require any further assistance, please contact me directly at 327-7943 and I will be happy to help you.

Sincerely,

Pamela Skaggs
PAMELA SKAGGS
Water Resource Agent

1994

WR0749NP
No. E37-00485

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/27/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	ERNEST A BRYANT III PO BOX 669 SHOSHONE ID 83352 (208) 886-2902	04/01/1883	IRRIGATION	04-01	10-30	1.10 CFS	
				TOTAL DIVERSION:		1.10 CFS	

Water Source: LITTLE WOOD RIVER Tributary to: MALAD RIVER Stage: DECREED

Point(s) of Diversion: T05S R17E S33 NENE LINCOLN County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
05S	17E	29										15	20	35					70.0
05S	17E	30			18		05			30	40			15	18	25	30	30	211.0
05S	17E	31	09	10															19.0
05S	17E	32					05	01											6.0
																	TOTAL ACRES		306.0

Pou County: LINCOLN

Other Water Rights with Same Point(s) of Diversion and Source:
37-00432 37-00485 37-00486

Other Water Rights Listing Overlapping Place(s) of use:
37-00059D 37-00344A 37-0086721 37-0087021 37-0087221

Conditions of Approval:
R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 37M.

Remarks: This approval expires November 1, 1994 and thereafter the right reverts to the use existing prior to the temporary change.

Dates: App. Received: 07/21/1994 Priority Date: 04/01/1883
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 37M Field Exam Fee:

Comments: Date: 07/22/1994 User-ID: BALDWIN Subject: TRANSFER NO. 4397
T# 4397 filed on 7/21/94 proposes to change point of diversion & place of use under Right No. 37-00485. The transfer will expire

ACE.lis;

Comments: Date: 07/22/1994 User-ID: BALDWIN Subject: TRANSFER NO. 4397
following the 1994 irrigation season.

Audit: 07/22/94 BALDWIN 07/25/94 SKAGGS 07/26/94 PSKAGGS 07/26/94 CPPSKAGG
07/27/94 PSKAGGS

State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

22-Jul-1994

ERNEST A BRYANT III
PO BOX 669
SHOSHONE ID 83352

Re: Temporary Approval of Transfer No. 4397 (37-00485)

Dear Mr. Bryant:

Your Temporary Change Application as referenced above has been granted.

Please be advised that **THE TEMPORARY CHANGE IS SUBJECT TO THE CONDITIONS STATED ON PAGE 2 OF THE APPLICATION** and **WILL EXPIRE AT THE END OF THE 1994 IRRIGATION SEASON.**

A copy is enclosed for your information and records in addition to a receipt for the filing fee.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

MB for

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

LH:MB

Enclosures

cc: Watermaster, Water District No. 37, 37-M

AUG 04 1994

INTER-DEPARTMENT MEMO

TO: Loren

SUBJECT: Bryant Temp. Transfer

FROM: Jim

DATE: 7-22-94

This morning I discussed the transfer with Lee Peterson. He recommended approval, and is highly supportive of this concept. Due to extreme drought conditions, this right will probably be cut off in less than two weeks, so the sooner we can approve the transfer the better. Any extra water that the applicant can get will really help his crops. Water will be moved a short distance downstream from the present diversion. Lee did not say anything about charging conveyance loss.

(X) For your information

( ) Response required

signature

T # 4397

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE NE Lt	NE NE Ac	NE NW Lt	NE NW Ac	NE SW Lt	NE SW Ac	NE SE Lt	NE SE Ac	NW NE Lt	NW NE Ac	NW NW Lt	NW NW Ac	NW SW Lt	NW SW Ac	NW SE Lt	NW SE Ac	SW NE Lt	SW NE Ac	SW NW Lt	SW NW Ac	SW SW Lt	SW SW Ac	SW SE Lt	SW SE Ac	SE NE Lt	SE NE Ac	SE NW Lt	SE NW Ac	SE SW Lt	SE SW Ac	SE SE Lt	SE SE Ac	SUM
T05S R17E S28																																		
0100006	SNAKE RIVE																																	
A3700059G	LITTLE WOO																													15	09			24
3700432	LITTLE WOO																													06	05			11
A3700432	LITTLE WOO																													15	09			24
A3700485	LITTLE WOO																								40									40
3700486	LITTLE WOO																							I	I									
A3700486	LITTLE WOO																								40									40
3700968	LITTLE WOO																							I										
	C63Q-AA 23																							06	03					13	06			28
T05S R17E S29																																		
0100006	SNAKE RIVE																																	
3700059D	BIG WOOD R																					15	20	35										70
A3700059D	BIG WOOD R																					06	10	15										31
3700344A	LITTLE WOO																					15	20	35										70
A3700344A	LITTLE WOO																					06	10	15										31
A3700485	LITTLE WOO																													40	40			80
T3700485	LITTLE WOO																					15	20	35										70
3700486	LITTLE WOO																													I	I			
A3700486	LITTLE WOO																													40	40			80
370086721																						I	I	I										
A370086721	LARGE CLAI																							26	27									53
A370086725	LARGE CLAI																							26	27									53
370087021																						I	I	I										
370087221																						I	I	I										
A3700973	LITTLE WOO																					06	10	15										31
A3713043	SILVER CRE																							26	27									53
	C63Q-AA 23																					14	26	27						01				68
T05S R17E S30																																		
0100006	SNAKE RIVE																																	
3700059D	BIG WOOD R				18					05	01-08	02-49	30					40	03-25				15			18	25	30	30					293
A3700059D	BIG WOOD R				12					04	01-12	02-40	25					38	03-14				12			18	15	30	20					240
3700344A	LITTLE WOO				18					05			30					40					15			18	25	30	30					211
A3700344A	LITTLE WOO				12					04	01-12	02-40	25					38	03-14				12			18	15	30	20					240
T3700485	LITTLE WOO				18					05			30					40					15			18	25	30	30					211
3700644	BIG WOOD R										01-I	02-I							03-I															
370086721																															I			
A370086721	LARGE CLAI																														32			32
A370086725	LARGE CLAI																														32			32
370087021																															I			
370087221																															I			

Original P/U 37-00485 > Multiple Overlaps/Supplemental Use 80 Acres
Transfer No. 4397 P/U
WM - Approves per J. Stanton S.O. Recommendations
Expiration 11-1-94 P/U, WD 37M, R01, R04, R31, T08, T09

C/4.0

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

		NE				NW				SW				SE				
		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
WR-NUMBER	SOURCE	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
3700973	LITTLE WOO						01-08	02-49			03-25							82
A3700973	LITTLE WOO			12		04	12	40	25	38	14		12	18	15	30	20	240
A3713043	SILVER CRE																32	32
	C63Q-AA 23			21		08			32	39			11	22	29	29	32	223
NO QTRS	MAPPING	Lot01-14		Lot02-42	Lot03-15													
T05S R17E S31																		
0100006	SNAKE RIVE																	
3700059D	BIG WOOD R	09	10															19
A3700059D	BIG WOOD R	03	09															12
3700344A	LITTLE WOO	09	10															19
A3700344A	LITTLE WOO	03	09															12
T3700485	LITTLE WOO	09	10															19
370086721		I																
A370086721	LARGE CLAI	17																17
A370086725	LARGE CLAI	17																17
370087021		I																
370087221		I																
A3700973	LITTLE WOO	03	09															12
A3713043	SILVER CRE	17																17
	C63Q-AA 23	17	14															31
T05S R17E S32																		
0100006	SNAKE RIVE																	
3700059D	BIG WOOD R					05	01											6
A3700059D	BIG WOOD R					03	01											4
3700344A	LITTLE WOO					05	01											6
A3700344A	LITTLE WOO					03	01											4
A3700485	LITTLE WOO	40	40															80
T3700485	LITTLE WOO					05	01											6
A3700486	LITTLE WOO	40	40															80
A370086721	LARGE CLAI					06	14											20
A370086725	LARGE CLAI					06	14											20
A3700973	LITTLE WOO					03	01											4
A3713043	SILVER CRE					06	14											20
	C63Q-AA 23	04	01			06	14											25
T05S R17E S33																		
0100006	SNAKE RIVE																	
A3700059G	LITTLE WOO	19																19
3700432	LITTLE WOO	14																14
A3700432	LITTLE WOO	19																19

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

		NE				NW				SW				SE				
		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
WR-NUMBER	SOURCE	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
3700485	LITTLE WOO :		I			I												
A3700485	LITTLE WOO :		40			40	40											120
A3700486	LITTLE WOO :		40			40	40											120
A370086721	LARGE CLAI :		29			18												47
A370086725	LARGE CLAI :		29			18												47
3700968	LITTLE WOO :						I											
A3713043	SILVER CRE :		29			18												47
	C630-AA 23 :	27	29			18	08											82

T05S R18E S36

NO MATCHES FOR THIS POU IN WR-POU
NO MATCHES FOR THIS POU IN AJ-POU
NO MATCHING IRRIGATION RIGHTS WERE FOUND FOR THIS POU
NO MAPPING INFO AVAILABLE

RECEIVED
JUL 21 1994
Department of Water Resources
Southern Region Office

Ident. No. 4377

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TEMPORARY CHANGE APPLICATION

(To change point of diversion, place of use or purpose of use)

Name of applicant ERNEST A BRYANT III Phone 886-2902

Post Office address BOX 669, SHOSHONE, ID 83352

A. PURPOSE OF TRANSFER

1. X Change point of diversion ___ Add diversion point(s) X Change place of use
___ Change purpose of use ___ Other

2. Describe the proposed change(s) and the reason(s) therefor DUE TO DROUGHT, REPLACE WATER CUT BY PRIORITY

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount	Nature	Period of Use
37-0495	4/20/1883	1.10 cfs	IRRIGATION	4-1 to 10-30
				to
				to
				to

2. Total amount of water being transferred 1.10 cubic feet/second and/or _____ acre-feet per annum.

3. Source of water LITTLE WOOD RIVER tributary to MALAD RIVER

4. Point(s) of Diversion:

Ident. No.	Govt Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
71			NE	NE	33	5S	17E	LINCOLN	

5. Lands Irrigated or Place(s) of Use: SEE ATTACHED SHEET

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5S	17E	29										15	20	35					70
		30			15		5			30	40			15	18	25	30	30	211
		31	9	10															19
		32					5	1											6

Total acres 306

a. General Information:

a. Who owns the water right to be changed? BONNIE ARKOOSH

b. Describe the arrangement allowing use of the right RENTAL AGREEMENT

c. Describe the effect on the land now irrigated if the place of use is changed pursuant to this application: NONE — NOT BEING IRRIGATED DUE TO ANTICIPATED SHORT WATER YEAR

d. Has the water right sought to be transferred been used this year? NO If yes, explain.

e. Absent the changes, how would the right be used for the remainder of the year? WOULD NOT BE USED

f. Describe other water rights used for the same purpose. 37-0059 05/27/1899 14" cu
37-0544 4/6/1883 200" 37-0973 4/1/1884 100" Cu

g. Remarks:
This transfer is being requested to partially replace water cut by priority.

I hereby assume all risk in accordance with Section 42-222A, Idaho Code, and 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.

Ernest A Bryant IV by FRED BROSSY
(Signature of Applicant)

FOR DEPARTMENT USE ONLY

Received by Q Clinton Date 7-21-94 Fee $50
Receipted GO # 501747 Recommend: ___ approve ___ deny
Watermaster recommendation

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No.
And said application is hereby ____, subject to the following limitations and conditions:

Witness my hand this ___ day of ____, 19__.

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

September 14, 1992

CONVERSION INDUSTRIES USA
% MICHAEL ARKOOSH
714 3RD AVE E
GOODING ID 83330

RE: Transfer of Water Right Nos. 37-00485A & 37-00485B

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3937). Be sure to note any conditions of approval as listed on the second page.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:cz

Enclosure

MEMORANDUM

TO: **File 37-00485**

FROM: **Sharla**

DATE: **September 10, 1992**

RE: **Trans. No. 3937**

This transfer application was filed May 19 to change the points of diversion and place of use for the 1992 irrigation season only. The transfer splits the right into parts A & B. Approval of the transfer ends on November 1.

Because of the short-term request, the normal conditions regarding one-year completion will not be added. The transfer can be approved with the following conditions:

> Approval of this transfer is effective through November 1, 1992, at which time the rights revert back to the original points of diversion and place of use.
>
> Use of water under this water right will be regulated by the watermaster of State Water District No. 37M.

BECAUSE OF THE FACT THAT THIS IS A TEMPORARY TRANSFER, THE "T" FILES WILL REMAIN IN THE DATABASE FOR THE APPROVAL PERIOD AND WILL BE DELETED FROM THE DATABASE AT THE END OF THE APPROVAL PERIOD.

Form 222a
6/78

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: _____

1. Right number 37-0485A, 0485B Applicant Conversion Industries Inc
2. Type of right: ☑ Decree ☐ License ☐ Claim
3. Purpose of transfer: ☑ Change point of diversion ☐ Add diversion point(s) ☑ Change place of use
   ☐ Other _____ Temporary for 1992 only
4. Check:
   a. ☑ Source ☑ Priority ☑ Amount ☑ Purpose ☑ Period of use
   b. ☑ Description of original point of diversion.
   c. ☑ Description of original place of use.
5. Amount of land &/or water transferred:
   a. ☑ All of right. - split - 2 Parts
   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. Temporary - Condition to revert at end of season
   h. ☑ Check for expansion in use of right. Comments 37-0485A will Commingle w/other Rts on Permissible Place of use
   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? 37M

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on 6/8/92 Received on 6/15/92
2. Is transfer published correctly? ☑ Yes ☐ No
3. Protest received? ☐ Yes ☑ No

RECEIVED
JUL 23 1992
Department of Water Resources

RECOMMENDED ACTION

1. ☑ Approve
2. ☐ Deny
3. Conditions* 01J, 05 (37M, Little Wood R.)
   Right to revert to original P/D & P/U on 1/1/93
4. By LaRue O Haslam Date 7/24/92

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

APPLICATION FOR TRANSFER OF WATER RIGHT

NO. 3937

RECOMMENDATION OF WATERMASTER

I, Lee R. Peterson, watermaster of Little Wood River, of Water District No. 37M, County of Lincoln, State of Idaho, whose address is P O Box T, Shoshone, Idaho 83352 have read the attached copy of the application for transfer of water right for Conversion Industries U S A (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: NONE

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 12 day of June 19 92.

Lee R. Peterson
(signature)

Please use reverse side if needed.

SEP 21 1992

State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

08-Jun-1992

LEE PETERSON WATERMASTER
WATER DISTRICT #37
PO BOX T
SHOSHONE ID 83352

Re: Application for Transfer of Water Right No. 37-00485A, 37-00485B (CONVERSION INDUSTRIES, C/O MICHAEL ARKOOSH)

Dear Mr. Peterson:

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, therefore, 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, P.E.
Southern Region Manager

LH:MB

Enclosures

State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

05-Jun-1992

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

ATTN MICHAEL ARKOOSH
CONVERSION INDUSTRIES USA
714 3RD AVE E
GOODING ID 83330

Re: Application for Transfer No. 37-00485A, 37-00485B

Dear Mr. Arkoosh:

The Department of Water Resources acknowledges receipt of your Application for Transfer.

This office will be advertising the application in the Lincoln County Journal on 6/17 & 6/24/92. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

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

SEP 21 1992

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NOS. 37-00485A, 37-00485B

Notice is hereby given that CONVERSION INDUSTRIES USA, C/O MICHAEL ARKOOSH of Gooding, ID has applied to the Department of Water Resources to change the following described water right(s) pursuant to Section 42-222 of the IDAHO CODE.

This Application for Transfer proposes to change point(s) of diversion AND change place of use for the 1992 irrigation season to enable a temporary lease of the water right.

WATER RIGHT AS RECORDED

Water Right No. 37-00485
Basis of right: Decreed to Frank Millsaps in case of Frost, Et. Al., vs Alturas Water Co. dated 12/13/1909 in Fourth District Court, Lincoln County.
Source: Little Wood River tributary to Malad River
Priority: 4/1/1883
Amount: 1.10 cfs
Use: irrigation
Point(s) of diversion: NE1/4NE1/4, S33, T05S, R17E (Stock #71); NE1/4NW1/4, S33, T05S, R17E (Stock #72); Lincoln County. Point of diversion not given in decree but determined from Watermaster.
Place of use: Unspecified acres within NW1/4NE1/4, NE1/4NW1/4, S33, T5S, R17E; Lincoln County.

TO BE CHANGED AS FOLLOWS:

Water Right No.: 37-00485A
Priority: 4/1/1883
Period of Use: 4/1 to 11/1
Water Use: irrigation
Amount: 0.60 cfs

Water Right No.: 37-00485B
Priority: 4/1/1883
Period of Use: 4/1 to 11/1
Water Use: irrigation
Amount: 0.50 cfs

Total amount being transferred: 1.10 cfs

Source: Little Wood River tributary to Malad River
Point of diversion, Part A: NE1/4NE1/4SE1/4, S36, T05S, R18E; (White #68); Lincoln County.

Point of diversion, Part B: SW1/4SW1/4NE1/4, S34, T05S, R17E (Mabbutt #70); Lincoln County.

Place of use, Part A: 30 acres within S1/2NW1/4, W1/2SW1/4, S36, T05S, R18E; Lincoln County.
Place of use, Part B: 25 acres within SE1/4SE1/4, S28, T05S, R17E; NE1/4NE1/4, S33, T05S, R17E; Lincoln County.

This application is made to accomodate a Lease of the Water Right for the 1992 season.

Any protest against approval of the application for transfer must be filed with the Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 on or before July 6, 1992.

R. Keith Higginson, Director

Published in Lincoln County Journal on 6/17 & 6/24/92.

SEP 2 1

State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

10-Jun-1992

ATTN PATTY NANCE
LINCOLN COUNTY JOURNAL
PO BOX 468
JEROME ID 83338

Dear Ms. Nance:

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 required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

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.

Very truly yours,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

SEP 21 1992

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NOS. 37-00485A, 37-00485B

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TO BE CHANGED AS FOLLOWS:

Water Right No.: 37-00485A
Priority: 4/1/1883
Period of Use: 4/1 to 11/1
Water Use: irrigation
Amount: 0.60 cfs

Water Right No.: 37-00485B
Priority: 4/1/1883
Period of Use: 4/1 to 11/1
Water Use: irrigation
Amount: 0.50 cfs

RECEIVED
SEP 21 1992

Total amount being transferred: 1.10 cfs

Source: Little Wood River tributary to Malad River
Point of diversion, Part A: NE1/4NE1/4SE1/4, S36, T05S, R18E; (White #68); Lincoln County.
Point of diversion, Part B: SW1/4SW1/4NE1/4, S34, T05S, R17E (Mabbutt #70); Lincoln County.
Place of use, Part A: 30 acres within S1/2NW1/4, W1/2SW1/4, S36,

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R. Keith Higginson, Director

Published in Lincoln County Journal on 6/17 & 6/24/92.