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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 3891
WATER RIGHT NO(S). 37-00207B/37-00464

This is to certify that: **HARRY RINKER**
C/O NICK PURDY
PICABO LIVESTOCK CO INC
PO BOX 688
PICABO ID 83348

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 37-00207B :			
IRRIGATION	04/15 to 10/15	1.00 CFS	350.0 AF
STOCKWATER	01/01 to 12/31	0.03 CFS	2.0 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
SUBTOTAL:		1.00 CFS	353.2 AF
Priority: 04/01/1890			
Right No. 37-00464 :			
IRRIGATION	04/15 to 10/15	2.00 CFS	350.0 AF
STOCKWATER	01/01 to 12/31	0.03 CFS	2.0 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
SUBTOTAL:		2.00 CFS	353.2 AF
Priority: 06/01/1886			
TOTAL:		3.00 CFS	353.2 AF

SOURCE

SILVER CREEK

TRIBUTARY OF

LITTLE WOOD RIVER

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 7, Township 02S, Range 21E
NWSW , Sec. 7, Township 02S, Range 21E
SESW , Sec. 7, Township 02S, Range 21E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
02S	21E	7	NESW 14	Lot 3(NWSW)	16	SESW	16	
			NESE 7	NWSE	20	SWSE	26	
			SESE 1					100

Total number of Acres irrigated: 100

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TRANSFER NO. 3891
WATER RIGHT NO(S). 37-00207B/37-00464

PLACE OF USE: STOCKWATER

TWN RGE SEC

02S 21E 7

NESW

Lot 3 (NWSW)

SESW**SWSE**

PLACE OF USE: DOMESTIC

TWN RGE SEC

02S 21E 7

Lot 3 (NWSW)

CONDITIONS/REMARKS:

1. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 37M.
3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. Right Nos. 37-00207B and 37-00464 are limited to a combined total of 0.03 cfs for stockwater use for 150 range cattle and 0.04 cfs for domestic use for 1 home.

Dated this 17 day of

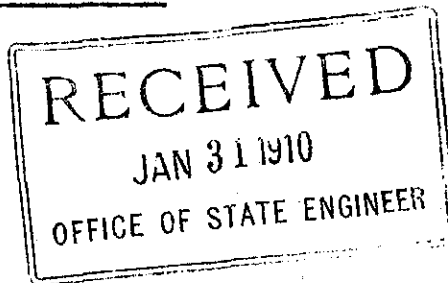
March, 1994.

A. Glen Saxton
Chief, Water Alloc. Bureau

Chief, Water Alloc. Bureau

APR 11 1994

In the District Court of the Fourth Judicial District
of the
State of Idaho, in and for the County of Lincoln.



: : : : :
S. C. Frost, et al.,
P l a i n t i f f s,
vs.
Alturas Water Company, et al.,
D e f e n d a n t s.
: : : : :

DECREE.

This cause coming on to be heard this 6th day of October, 1909, upon the Report of F. J. Cowen, Referee heretofore appointed for the purpose of taking the testimony and making recommendations as to Findings of Fact, Conclusions of Law and Decree, to be entered herein, and the said F. J. Cowen having filed his Report of the testimony taken, and his recommendations as to Findings of Fact, Conclusions of Law, which have heretofore been adopted, and the respective plaintiffs and defendants and cross-complainants appearing herein by their respective counsel, and the court being fully informed and advised in the premises, and having ordered that judgment be entered in accordance with the Report and recommendations of the said Referee, Wherefore, by reason of the law and the Report and Findings of Fact and Conclusions of Law aforesaid,

It is Ordered, Adjudged and Decreed, that the several parties, plaintiffs and defendants herein named, do have judgment respectively for

RECORDED

APR 11 1994

MS#3590

37 0457	✓ McCoy, George W.	8 240 inches.	✓	May 1, 1883.	Trail Creek.
37 0458	✓ McCoy, James F.	B All of	✓	June 1, 1883.	Clear Creek Spring.
37 0459	" "	60 inches.	✓	June 1, 1900.	Big Wood River.
37 0460	McFall, Matt.	6 200 "	✓	June 3, 1884.	Little Wood River.
37 0461	" "	70 "	✓	July 17, 1884.	" " "
	" "				(Also shares in Big Cottonwood Canal Co.)
37 0462	McGhee, Barkley J.	C 120 "	✓	June 1, 1886.	Chimney Creek.
37 0463	McLeod, George A.	C 125 "	✓	June 1, 1885.	Corral Creek.
37 0464	McLochlin, James	B 100 "	✓	June 1, 1886.	Silver Creek.
37 0465	McLochlin, Walter B.	B 125 "	✓	Apr. 1, 1888.	" "
37 0466	McMonagle, Andrew	B 680 "	✓	Apr. 1, 1880.	Deer Creek.
37 0467	McMonagle, Patrick	B 340 "	✓	Apr. 1, 1880.	" "
37 0468	McHary, T. T.	B 25 "	✓	Apr. 17, 1883.	Big Wood River.
37 0469	" "	225 "	✓	June 20, 1884.	" " "
37 0470	" "	50 "	✓	June 2, 1890.	" " "
37 0471	McNulty, Dennis	L 100 "	✓	Apr. 30, 1884.	Little Wood River.
37 0472	McNulty, Edward	L 60 "	✓	Apr. 1, 1884.	" " "
37 0473	Mehle, Herman	C 75 "	✓	June 1, 1883.	Elk Creek.
37 0474	" "	80 "	✓	June 1, 1893.	Elk Creek and Minnehaha Creek.
37 0475	Melick, John	B 22 "	✓	Apr. 17, 1883.	Big Wood River.
37 0476	" "	193 "	✓	June 20, 1884.	" " "
37 0477	" "	43 "	✓	June 2, 1890.	" " "
37 0478	Meller, J. W.	B 120 "	✓	June 10, 1887.	" " "
37 0479	" "	140 "	✓	June 10, 1887.	" " "
37 0480	Miller, Annie I.	B 1000 "	✓	June 15, 1891.	" " "
37 0481	Miller, Annie I., John Q. Packard, Jane E. Turner, William M. Wayman and Olive Wayman.	8 1000 "	✓	Aug. 1, 1882.	" " "
37 0482	Do. #2525	1000 "	✓	Aug. 1, 1884.	" " "
37 0483	Do. #3353	5000 "	✓	Aug. 1, 1902.	" " "

11,193
213.86

-19-

APR 1 1 1902

McCann, William

NW 1/4 of Sec. 33, T. 1 N., R. 14 E., and SW 1/4 of Sec. 4, T. 1 S., R. 14 E., containing 320 acres.

McCarter, Hugh F.

S 1/2 of NW 1/4, NW 1/4 of NW 1/4, and SW 1/4 of SE 1/4 of Sec. 32, T. 1 N., R. 13 E.

McCarter, Orla J.

E. 1/2 of SE 1/4 of Sec. 28, and E 1/2 of NW 1/4 of Sec. 33, T. 2 S., R. 21 E., containing 160 acres.

McCoy, George W.

E 1/2 of NW 1/4 of Sec. 19, T. 4 N., R. 18 E.,
Containing 80 acres.

McCoy, James F.

W 1/2 of SE 1/4 of Sec. 31, T. 4 N., R. 18 E.,
containing 80 acres.

McFall, Matt.

SW 1/4 of SE 1/4 of Sec. 24, T. 5 S., R. 16 E.,
N 1/2 of NW 1/4 and NW 1/4 of NE 1/4 of Sec.
25, T. 5 S., R. 16 E., NE 1/4 of NE 1/4 of Sec.
25, T. 5 S., R. 16 E., and SE 1/4 of SW 1/4 of
Sec. 24, T. 5 S., R. 16 E., containing 240
acres. Also, S 1/2 of NE 1/4, SE 1/4 of NW
1/4, and NW 1/4 of SE 1/4 of Sec. 25, T. 5 S.,
R. 16 E., containing 160 acres.

McGhee, Barkley J.

W 1/2 of SE 1/4 of Sec. 1, T. 1 S., R. 12 E.

McLeod, George A.

E 1/2 of SE 1/4 and SE 1/4 of NE 1/4 of Sec. 29,
and NE 1/4 of NE 1/4 of Sec. 32, T. 1 N., R.
13 E., containing 160 acres.

McLochlin, James

SW 1/4 of SE 1/4, SE 1/4 of SW 1/4, NE 1/4 of SW
1/4, and Lot 3, of Sec. _____, T. 2 S., R. 21
E., containing 160 acres.

McLochlin, Walter

NE 1/4 of SE 1/4 of Sec. 19, T. 2 S., R. 21 E.
Also, W 1/2 of NW 1/4, SE 1/4 of NW 1/4 and NW
1/4 of SW 1/4 of Sec. 20, T. 2 S., R. 21 E.

MEMORANDUM

TO: FILE NOS. 37-00207B & 37-00464

FROM: PAM SKAGGS/²²STATE OFFICE

SUBJECT: TRANSFER NO. 3891

DATE: March 11, 1994

=====

Transfer No. 3891 was filed to add a point of diversion, add Stockwater and Domestic uses, and change/reduce the place of use, under Right Nos. 37-00464 and 37-00207B. The water rights as prepared for approval reflect a common system used to irrigate 100 acres, with 3 points of diversion and incidental domestic and stockwater uses.

Ownership records cover the place of use under the original rights and the transfer reduces the total acres while retaining the full rate of diversion. Rates for domestic and stockwater are considered non-additive and the additional volume more than compensated for by the reduction in acres (100 & 60) under each right. Further evaluation of the place of use will be done through the SRBA process.

Conditions recommended include watermaster control, measuring device requirement, overlap and standard transfer conditions.

RECEIVED

APR 11 1994

WRO749NP
No. 37-00444

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/14/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY RINKER C/O NICK PURDY PICABO LIVESTOCK CO INC PO BOX 688 PICABO ID 83348 (208) 788-3539	06/01/1886	IRRIGATION STOCKWATER DOMESTIC	04-15 10-15 01-01 12-31 01-01 12-31	2.00 CFS 0.03 CFS 0.04 CFS	350.00 AFA 2.00 AFA 1.20 AFA
TOTAL DIVERSION:					2.00 CFS	353.20 AFA

Water Source: SILVER CREEK

Tributary to: LITTLE WOOD RIVER

Stage: DECREED

Point(s) of Diversion: T02S R21E S07 SENW NSW SESW BLAINE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
02S	21E	7	:					:					:	14	03-16		16	:	07	20	26	01	:	100.0	
																							TOTAL ACRES		100.0

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
02S	21E	7	:					:					:	S	03-S		S	:					:	

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
02S	21E	7	:					:					:	03-D				:					:	

Pou County: BLAINE

Other Water Rights with Same Point(s) of Diversion and Source:
37-00464 T37-00207B

Other Water Rights Listing Overlapping Place(s) of use:
37-00207B 37-00464 37-02444 T37-00207B

Conditions of Approval:

- R01 - A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 37M.
- R30 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

Conditions of Approval:

- T08 - Failure to comply with the conditions of this transfer is cause
 - for the director to issue an order to show cause why the approval
 - of the transfer should not be rescinded.
- T09 - Approval of this transfer does not preclude the opportunity for
 - review of the validity of the water right(s) in the ongoing
 - Snake River Basin Adjudication.

Remarks: Right Nos. 37-00207B and 37-00464 are limited to a combined total of 0.03 cfs for stockwater use for 150 range cattle and 0.04 cfs for domestic use for 1 home.

Dates:	App. Received:	Priority Date:	06/01/1886
	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: 12/13/1991 User-ID: BALDWIN Subject: TRANSFER NO. 3891
Transfer # 3891 filed 6/18/1991.
Rights in this transfer are 37-00207B & 37-00464.
Claims to these rights are included in this transfer.
Transfer No. 3891 was filed to add a point of diversion, uses and
reduce and change the total acres to reflect actual use.

Audit: 12/13/91 BALDWIN 05/20/93 BALDWIN 03/14/94 SKAGGS

PLEASE NOTE:

Per written request of Harry Rinker - All water matters and correspondence pertaining to properties owned by Harry Rinker be *carbon copied* to:

**CHARLES E BROCKWAY Ph.d,P.E.
BROCKWAY ENGINEERING
2160 WASHINGTON STREET NORTH #4
TWIN FALLS ID 83301
208-736-8543**
