

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 87731**

This is to certify that: PICABO RANCH LP
PO BOX 767
PICABO, ID 83348-0767

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-1082E	WR/DECREED	7/8/1884	0.010 cfs	N/A	15.0	841.1	LOVING CREEK
37-137C	WR/DECREED	6/1/1889	0.014 cfs	N/A	15.0	841.1	LOVING CREEK
37-138C	WR/DECREED	5/15/1890	0.020 cfs	N/A	15.0	841.1	LOVING CREEK
37-207C	WR/DECREED	4/1/1890	0.060 cfs	N/A	15.0	841.1	LOVING CREEK
37-22389	WR/DECREED	7/18/1960	0.520 cfs	112.7 af	32.2	51.4	GROUND WATER
37-22391	WR/DECREED	6/1/1889	0.280 cfs	N/A	N/A	51.4	LOVING CREEK
37-22393	WR/DECREED	5/15/1890	0.430 cfs	N/A	N/A	51.4	LOVING CREEK
37-22549	WR/DECREED	6/1/1889	0.380 cfs	N/A	600.8	841.1	LOVING CREEK
37-22551	WR/DECREED	5/15/1890	0.560 cfs	N/A	600.8	841.1	LOVING CREEK
37-22553	WR/DECREED	4/1/1890	1.680 cfs	N/A	600.8	841.1	LOVING CREEK
37-22555	WR/DECREED	6/15/1887	1.470 cfs	N/A	600.8	841.1	LOVING CREEK
37-22557	WR/DECREED	7/8/1884	0.380 cfs	N/A	600.8	841.1	LOVING CREEK
37-22559	WR/DECREED	2/26/1955	2.860 cfs	1134.6 af	540.9	841.1	GROUND WATER
37-22561	WR/DECREED	2/25/1957	2.320 cfs	920.3 af	540.9	841.1	GROUND WATER
37-22563	WR/DECREED	4/1/1959	3.070 cfs	1217.9 af	540.9	841.1	GROUND WATER
37-22565	WR/DECREED	6/5/1973	1.550 cfs	614.9 af	540.9	841.1	GROUND WATER
37-22587	WR/DECREED	7/18/1960	0.130 cfs	27.6 af	7.9	12.6	GROUND WATER
37-22588	WR/DECREED	6/1/1889	0.070 cfs	N/A	N/A	12.6	LOVING CREEK
37-22589	WR/DECREED	5/15/1890	0.100 cfs	N/A	N/A	12.6	LOVING CREEK
37-2566A	WR/DECREED	2/26/1955	0.070 cfs	52.5 af	15.0	841.1	GROUND WATER
37-2594A	WR/DECREED	2/25/1957	0.070 cfs	52.5 af	15.0	841.1	GROUND WATER
37-2612A	WR/DECREED	4/1/1959	0.070 cfs	52.5 af	15.0	841.1	GROUND WATER
37-2615	WR/DECREED	5/28/1959	1.800 cfs	219.8 af	62.8	841.1	GROUND WATER
37-426E	WR/DECREED	4/1/1887	0.210 cfs	N/A	62.8	841.1	LOVING CREEK
37-448D	WR/DECREED	6/15/1887	0.050 cfs	N/A	15.0	841.1	LOVING CREEK
37-632G	WR/DECREED	6/3/1897	0.250 cfs	N/A	62.8	841.1	LOVING CREEK
37-706E	WR/DECREED	3/15/1883	0.230 cfs	N/A	62.8	841.1	LOVING CREEK
37-7239A	WR/DECREED	6/5/1973	0.040 cfs	52.5 af	15.0	841.1	GROUND WATER
37-95G	WR/DECREED	5/29/1893	0.210 cfs	N/A	62.8	841.1	LOVING CREEK

SUPPORT DATA

Transfer No. 87731

IN FILE # 37-95G

SCANNED
JUN 09 2023

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 87731**

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
37-1082E	NO	NO	YES	NO	NO	NO
37-137C	NO	NO	YES	NO	NO	NO
37-138C	NO	NO	YES	NO	NO	NO
37-207C	NO	NO	YES	NO	NO	NO
37-22389	NO	NO	YES	YES	NO	NO
37-22391	NO	NO	YES	NO	NO	NO
37-22393	NO	NO	YES	NO	NO	NO
37-22549	NO	NO	YES	NO	NO	NO
37-22551	NO	NO	YES	NO	NO	NO
37-22553	NO	NO	YES	NO	NO	NO
37-22555	NO	NO	YES	NO	NO	NO
37-22557	NO	NO	YES	NO	NO	NO
37-22559	NO	NO	YES	YES	NO	NO
37-22561	NO	NO	YES	YES	NO	NO
37-22563	NO	NO	YES	YES	NO	NO
37-22565	NO	NO	YES	YES	NO	NO
37-22587	NO	NO	YES	YES	NO	NO
37-22588	NO	NO	YES	NO	NO	NO
37-22589	NO	NO	YES	NO	NO	NO
37-2566A	NO	NO	YES	YES	NO	NO
37-2594A	NO	NO	YES	YES	NO	NO
37-2612A	NO	NO	YES	YES	NO	NO
37-2615	NO	NO	YES	YES	NO	NO
37-426E	NO	NO	YES	NO	NO	NO
37-448D	NO	NO	YES	NO	NO	NO
37-632G	NO	NO	YES	NO	NO	NO
37-706E	NO	NO	YES	NO	NO	NO
37-7239A	NO	NO	YES	YES	NO	NO
37-95G	NO	NO	YES	NO	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
37-1082E	37-1082E	0.010 cfs	N/A	15.0	905.1	N/A	N/A	N/A	N/A	N/A
37-137C	37-137C	0.014 cfs	N/A	15.0	905.1	N/A	N/A	N/A	N/A	N/A
37-138C	37-138C	0.020 cfs	N/A	15.0	905.1	N/A	N/A	N/A	N/A	N/A
37-207C	37-207C	0.060 cfs	N/A	15.0	905.1	N/A	N/A	N/A	N/A	N/A
37-22389	37-22389	0.520 cfs	112.7 af	32.2	905.1	N/A	N/A	N/A	N/A	N/A
37-22391	37-22391	0.280 cfs	N/A	51.4	905.1	N/A	N/A	N/A	N/A	N/A
37-22393	37-22393	0.430 cfs	N/A	51.4	905.1	N/A	N/A	N/A	N/A	N/A
37-22549	37-22549	0.380 cfs	N/A	600.8	905.1	N/A	N/A	N/A	N/A	N/A
37-22551	37-22551	0.560 cfs	N/A	600.8	905.1	N/A	N/A	N/A	N/A	N/A
37-22553	37-22553	1.680 cfs	N/A	600.8	905.1	N/A	N/A	N/A	N/A	N/A
37-22555	37-22555	1.470 cfs	N/A	600.8	905.1	N/A	N/A	N/A	N/A	N/A
37-22557	37-22557	0.380 cfs	N/A	600.8	905.1	N/A	N/A	N/A	N/A	N/A
37-22559	37-22559	2.860 cfs	1134.6 af	540.9	905.1	N/A	N/A	N/A	N/A	N/A
37-22561	37-22561	2.320 cfs	920.3 af	540.9	905.1	N/A	N/A	N/A	N/A	N/A
37-22563	37-22563	3.070 cfs	1217.9 af	540.9	905.1	N/A	N/A	N/A	N/A	N/A

Transfer No. 87731

SCANNED

JUN 09 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

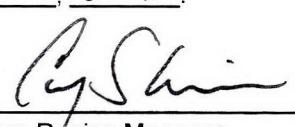
TRANSFER OF WATER RIGHT
TRANSFER NO. 87731

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
37-22565	37-22565	1.550 cfs	614.9 af	540.9	905.1	N/A	N/A	N/A	N/A	N/A
37-22587	37-22587	0.130 cfs	27.6 af	7.9	905.1	N/A	N/A	N/A	N/A	N/A
37-22588	37-22588	0.070 cfs	N/A	12.6	905.1	N/A	N/A	N/A	N/A	N/A
37-22589	37-22589	0.100 cfs	N/A	12.6	905.1	N/A	N/A	N/A	N/A	N/A
37-2566A	37-2566A	0.070 cfs	52.5 af	15.0	905.1	N/A	N/A	N/A	N/A	N/A
37-2594A	37-2594A	0.070 cfs	52.5 af	15.0	905.1	N/A	N/A	N/A	N/A	N/A
37-2612A	37-2612A	0.070 cfs	52.5 af	15.0	905.1	N/A	N/A	N/A	N/A	N/A
37-2615	37-2615	1.800 cfs	219.8 af	62.8	905.1	N/A	N/A	N/A	N/A	N/A
37-426E	37-426E	0.210 cfs	N/A	62.8	905.1	N/A	N/A	N/A	N/A	N/A
37-448D	37-448D	0.050 cfs	N/A	15.0	905.1	N/A	N/A	N/A	N/A	N/A
37-632G	37-632G	0.250 cfs	N/A	62.8	905.1	N/A	N/A	N/A	N/A	N/A
37-706E	37-706E	0.230 cfs	N/A	62.8	905.1	N/A	N/A	N/A	N/A	N/A
37-7239A	37-7239A	0.040 cfs	52.5 af	15.0	905.1	N/A	N/A	N/A	N/A	N/A
37-95G	37-95G	0.210 cfs	N/A	62.8	905.1	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		18.904 cfs	N/A	679.8	905.1		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 2nd day of June, 2023.



Southern Region Manager

Transfer No. 87731

SCANNED
JUN 09 2023

WATER RIGHT NO. 37-2615**As Modified by Transfer No. 87731**

In accordance with the approval of Transfer No. 87731, Water Right No. 37-2615 is now described as follows:

Right Holder: PICABO RANCH LP
PO BOX 767
PICABO, ID 83348-0767

Priority Date: 5/28/1959

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/15	to 10/31	1.800 cfs	219.8 af
			1.800 cfs	219.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWSWSW	Sec 16 Twp 01S Rge 20E	BLAINE County
GROUND WATER	NESENW	Sec 17 Twp 01S Rge 20E	BLAINE County
GROUND WATER	SESESW	Sec 17 Twp 01S Rge 20E	BLAINE County
GROUND WATER	SESWSW	Sec 17 Twp 01S Rge 20E	BLAINE County
GROUND WATER	SWNE	Sec 19 Twp 01S Rge 20E	BLAINE County
GROUND WATER	NWNENE	Sec 20 Twp 01S Rge 20E	BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	20E	16											18.9						18.9
01S	20E	17	1.0	35.3	39.6	6.7	40.2	40.1	40.1	40.3	40.1	40.0	38.7	38.8	10.6	39.7	35.4	29.5	516.1
01S	20E	18	41.0	41.0	40.8	40.9									40.7			38.9	243.3
01S	20E	19		34.0	30.0														64.0
01S	20E	20	26.9			3.7													30.6
01S	20E	21						27.4	4.8										32.2

Right Acre Limit: 62.8
POU Total Acres: 905.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 62.8 acres within the authorized place of use in a single irrigation season.
2. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

Transfer No. 87731

SCANNED
JUN 09 2023

WATER RIGHT NO. 37-2615
As Modified by Transfer No. 87731

CONDITIONS OF APPROVAL

3. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
4. This right in combination with all other right for irrigation of the lands above shall provide no more than 0.02 cfs per acre nor more than 3.5 af per acre, measured at the field, when water is applied via pump and pressurized irrigation system.
5. Rights 37-95G, 37-426E, 37-632G, 37-706E and 37-2615 when combined shall not exceed the irrigation of 62.8 acres within the authorized place of use.
6. Rights 37-2566A, 37-2594A, 37-2612A, 37-2615, 37-7239A, 37-22559, 37-22561, 37-22563 and 37-22565 when combined shall not exceed a total annual maximum diversion volume of 2155.3 af at the field headgate.
7. Rights 37-2566A, 37-2594A, 37-2612A, 37-2615, 37-7239A, 37-22389, 37-22559, 37-22561, 37-22563, 37-22565 and 37-22587 when combined shall not exceed a total diversion rate of 12.5 cfs, a total annual maximum diversion volume of 2295.6 af at the field headgate, and the irrigation of 655.9 acres.
8. Rights 37-95G, 37-137C, 37-138C, 37-207C, 37-426E, 37-448D, 37-632G, 37-706E, 37-1082E, 37-2566A, 37-2594A, 37-2612A, 37-2615, 37-7239A, 37-22549, 37-22551, 37-22553, 37-22555, 37-22557, 37-22559, 37-22561, 37-22563 and 37-22565 when combined shall not exceed the irrigation of 615.8 acres.
9. Rights 37-95G, 37-137C, 37-138C, 37-207C, 37-426E, 37-448D, 37-632G, 37-706E, 37-1082E, 37-2566A, 37-2594A, 37-2612A, 37-2615, 37-7239A, 37-22389, 37-22391, 37-22393, 37-22549, 37-22551, 37-22553, 37-22555, 37-22557, 37-22559, 37-22561, 37-22563, 37-22565, 37-22587, 37-22588 and 37-22589 when combined shall not exceed the irrigation of 679.8 acres.
10. Rights 37-95G, 37-137C, 37-138C, 37-207C, 37-426E, 37-448D, 37-632G, 37-706E, 37-1082E, 37-2566A, 37-2594A, 37-2612A, 37-2615, 37-7239A, 37-22389, 37-22391, 37-22393, 37-22549, 37-22551, 37-22553, 37-22555, 37-22557, 37-22559, 37-22561, 37-22563, 37-22565, 37-22587, 37-22588 and 37-22589 are limited to the irrigation of a specific 679.8 acres within the 905.1 acre place of use authorized by these rights in a single irrigation season. The specific 679.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 679.8 acres to be irrigated within the 905.1 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 37-2615
As Modified by Transfer No. 87731

CONDITIONS OF APPROVAL

13. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

State of Idaho
Department of Water Resources

Attachment to Transfer # 87731

37-95G, 37-137C, 37-138C, 37-207C, 37-426E, 37-448D, 37-632G, 37-706E, 37-1082E, 37-2566A, 37-2594A, 37-2612A, 37-2615, 37-7239A, 37-22389, 37-22391, 37-22393, 37-22549, 37-22551, 37-22553, 37-22555, 37-22557, 37-22559, 37-22561, 37-22563, 37-22565, 37-22587, 37-22588, and 37-22589

This map depicts the IRRIGATION place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.

20E



0 0.275 0.55 1.1 Miles

- Place Of Use Boundary
-  Townships
 -  PLS Sections
 -  Quarter Quarters



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JUN 09 2023

State of Idaho
Department of Water Resources

Attachment to Transfer # 87731

37-2566A, 37-2594A, 37-2612A, 37-2615, 37-7239A,
37-22389, 37-22559, 37-22561, 37-22563, 37-22565, and 37-22587

This map depicts the IRRIGATION place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.

20E



0 0.275 0.55 1.1 Miles

- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters



SCANNED

JUN 09 2023



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

March 23, 2023

BASHAW FAMILY TRUST
THE BRETT & PATRICIA BASHAW FAMILY TRUST
PO BOX 767
PICABO ID 83348-0767

Re: Withdrawal of Application for Transfer No. 87652, Water Right No. 37-2615

Dear Applicant(s):

Thank you for your recent withdrawal of the above referenced application for transfer. This withdrawal was submitted by attorney Travis Thompson on your behalf. No further action is required at this time.

A refund request in the amount of \$500.00 has been submitted for processing and will be sent to attorney Travis Thompson at Marten Law PLLC (formerly known as Barker Rosholt & Simpson LLP) under separate cover.

Please contact our office at 208-736-3033 if you have additional questions on this matter. Also, more information about water rights and other matters administered by this agency is available on our website at www.idwr.idaho.gov.

Sincerely,

Denise Maline for:

Corey Skinner
Southern Regional Manager

c: Travis Thompson, attorney @ Marten Law PLLC