**IDAHO DEPARTMENT OF WATER RESOURCES** **1/31/2023**
**Proof Report**

**Water Right 37-481D**
**WR Report AFTER Ownership Change Split**

| **Owner Type** | **Name and Address** |
|---|---|
| Current Owner | ECCLES FLYING HAT RANCH LLC<br>79 S MAIN ST FL 2<br>SALT LAKE CTY, UT 84111-1929<br>(801) 246-5329 |

**Priority Date:** 8/1/1882
**Basis:** Decreed
**Status:** Active

| **Source** | **Tributary** |
|---|---|
| BIG WOOD RIVER | MALAD RIVER |

| **Beneficial Use** | **From** | **To** | **Diversion Rate** | **Volume** |
|---|---|---|---|---|
| IRRIGATION | 04/15 | 10/31 | 0.400 CFS | |
| | | **Total Diversion** | 0.400 CFS | |

**Source and Point(s) of Diversion:**

| | | |
|---|---|---|
| BIG WOOD RIVER | SESWNE | Sec. 16, Twp 02N, Rge 18E, BLAINE County |
| BIG WOOD RIVER | SENESE | Sec. 22, Twp 02N, Rge 18E, BLAINE County |

**Place Of Use:**
IRRIGATION within BLAINE County

| | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 02N | 18E | 15 | | | | | | | | | | | | 0.3 | | | 4.5 | | 4.8 |
| 02N | 18E | 22 | 9.0 | 31.0 | 2.8 | 36.0 | 0.6 | | | | | | | | 32.0 | | | | 111.4 |
| 02N | 18E | 23 | | | | | | | 21.0 | | 14.0 | 40.0 | 40.0 | 38.0 | | | 11.0 | 8.0 | 172.0 |
| 02N | 18E | 25 | | | | | | 26.0 | 40.0 | 5.9 | 26.0 | 25.0 | 3.4 | 15.0 | | | | | 141.3 |
| 02N | 18E | 26 | 38.0 | 35.0 | 40.0 | 32.0 | 40.0 | 29.0 | | 32.0 | | | | | | | | | 246.0 |

Right Acre Limit: 51.00
POU Total Acres: 675.5

**Conditions of Approval:**

| | | |
|---|---|---|
| 1. | X35 | Rights 37-481D and 37-482J when combined shall not exceed the irrigation of 51.0 acres. |
| 2. | X35 | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-11975, 37-11976, 37-11978, 37-2713, and 37-7356 when combined shall not exceed a total diversion rate of 6.65 cfs, a total annual maximum diversion volume of 679.0 af at the field headgate, and the irrigation of 97.0 acres. |
| 3. | | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-11975, 37-11976, 37-11978, 37-2713, and 37-7356 when applied by sprinkler system shall not |

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MAR 21 2023

| | | |
|---|---|---|
| | | exceed a maximum diversion rate of 1.94 cfs and 339.5 af at the field headgate, and when applied by surface application shall not exceed a maximum diversion rate of 3.88 cfs and 679.0 af at the field headgate. Any portion of these rights in excess of the maximum applied rates of diversion and volumes at the field headgate shall be limited to use for conveyance losses and shall not be diverted from the river unless required for the delivery of the applied rate of water to the field headgate. |
| 4. | 206 | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, 37-7356, 37-11975, 37-11976, and 37-11978 are limited to the irrigation of a specific 97.0 acres within the 675.5 acre place of use in a single irrigation season. The specific 97.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and 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 97.0 acres to be irrigated within the 675.5 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. |
| 5. | R59 | This right when combined with all other rights shall provide no more than 3.5 afa per acre when applied by sprinkler system and 7.0 afa per acre when applied by surface application at the field headgate for irrigation of the lands above. |
| 6. | R05 | Use of water under this right will 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. |
| 7. | R43 | 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). |
| 8. | 004 | This right does not grant any right-of-way or easement across the land of another. |
| 9. | T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval. |
| 10. | T08 | Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer. |
| 11. | T19 | Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree. |

**Comments:**

| | | | |
|---|---|---|---|
| 1 | jcooper | 11/8/2011 | POD |
| Updated Shape | | | |
| 2 | jcooper | 12/22/2011 | POU |
| Updated Shape | | | |
| 3 | amerritt | 1/12/2012 | Transferred Right |

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MAR 21 2023

**IDAHO DEPARTMENT OF WATER RESOURCES** **1/31/2023**
**Proof Report**

This is now an approved transfer, transfer number = 74910

4 SNovak 10/24/2022 POU
Updated Shape

5 SNovak 10/27/2022 POU
Updated Shape

6 CParker 11/22/2022 POD
Updated Shape

7 CParker 11/22/2022 POU
Updated Shape

8 jbitzenburg 11/23/2022 Condition correction
Corrected the condition limiting the sprinkler system/surface application flow rate and volume to read 4172.0 af for surface application, per decree. Previously, the condition read 41720.0 af.

9 jbitzenburg 12/29/2022 POU
Updated Shape

10 jbitzenburg 1/9/2023 Split Right
Split into 37-23401.

11 jbitzenburg 1/10/2023 POU
Updated Shape

12 jbitzenburg 1/26/2023 Split Right
Split into 37-23411.

**Dates and Other Information:**
Decreed Date: 9/24/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 37
Mitigation Plan: False

**Combined Use Limits:**

| Rate | Volume | Acres | Water Rights |
|---|---|---|---|
| | | 51.0 | 37-482J ,37-481D |
| 6.650 | 679.0 | 97.0 | 37-482J ,37-483D ,37-2713 ,37-7356 ,37-11975 ,37-11976 ,37-11978 ,37-481D ,37-577BP |

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MAR 21 2023

**IDAHO DEPARTMENT OF WATER RESOURCES** **1/31/2023**
**Proof Report**

**SubCase:**
N/A

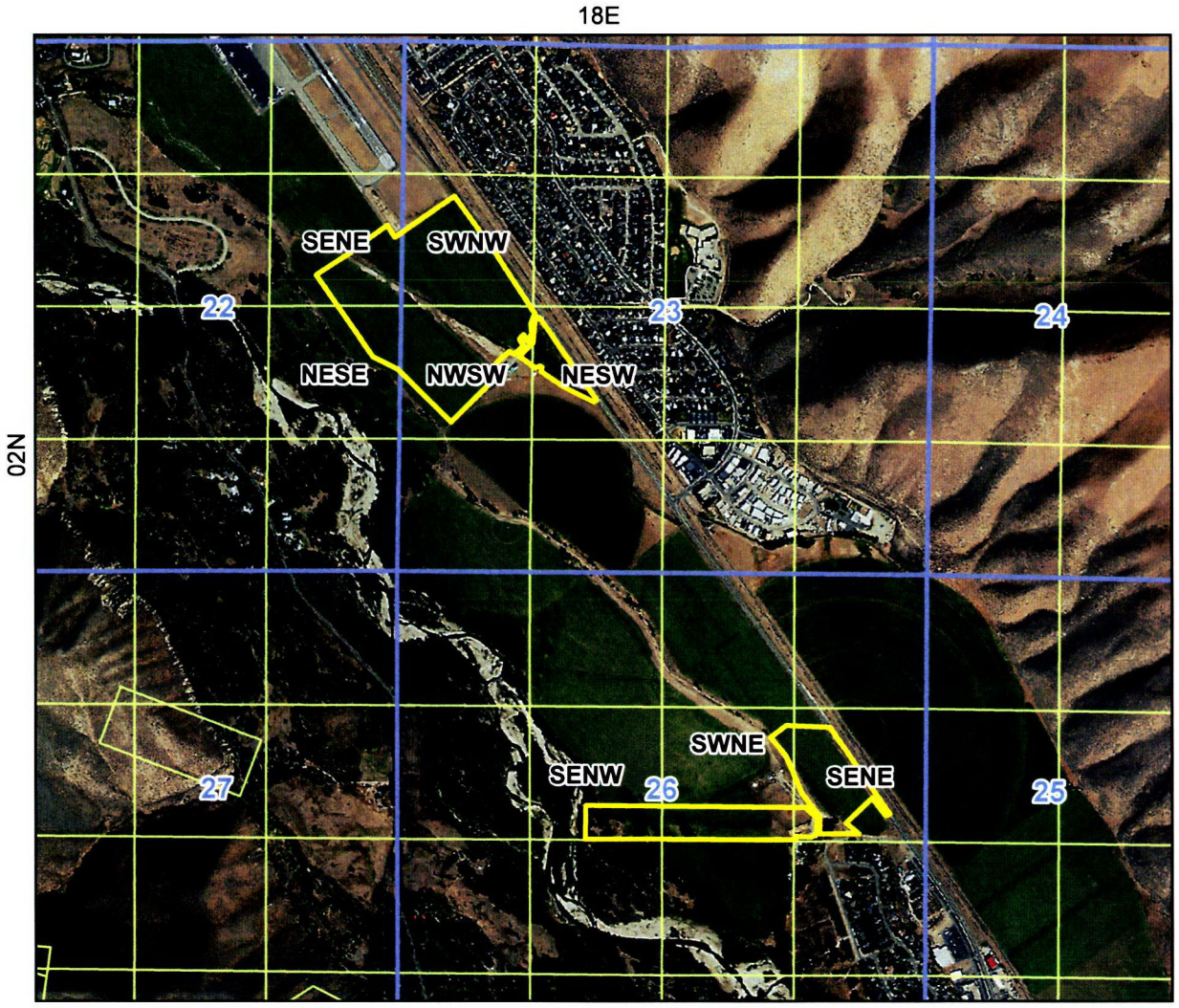
**Water Supply Bank:**

N/A

SCANNED
MAR 21 2023

State of Idaho
Department of Water Resources

# Water Rights 37-2713, 37-7356, 37-483D, 37-577BP, 37-11975, 37-11976, 37-11978, 37-481D, & 37-482J
# Map AFTER Ownership Change Split




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MAR 21 2023

**IDAHO DEPARTMENT OF WATER RESOURCES** **1/17/2023**
**Proof Report**

**Water Right 37-481D**
**WR Report BEFORE Ownership Change Split**

| **Owner Type** | **Name and Address** |
|---|---|
| Current Owner | ECCLES FLYING HAT RANCH LLC<br>79 S MAIN ST FL 2<br>SALT LAKE CTY, UT 84111-1929<br>(801) 246-5329 |

**Priority Date:** 8/1/1882
**Basis:** Decreed
**Status:** Active

| **Source** | **Tributary** |
|---|---|
| BIG WOOD RIVER | MALAD RIVER |

| **Beneficial Use** | **From** | **To** | **Diversion Rate** | **Volume** |
|---|---|---|---|---|
| IRRIGATION | 04/15 | 10/31 | 1.450 CFS | |
| | | **Total Diversion** | 1.450 CFS | |

**Source and Point(s) of Diversion:**

| | | |
|---|---|---|
| BIG WOOD RIVER | SESWNE | Sec. 16, Twp 02N, Rge 18E, BLAINE County |
| BIG WOOD RIVER | SENESE | Sec. 22, Twp 02N, Rge 18E, BLAINE County |

**Place Of Use:**
IRRIGATION within BLAINE County

| | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 02N | 18E | 15 | | | | | | | | | | | | 0.3 | | | 4.5 | | 4.8 |
| 02N | 18E | 22 | 9.0 | 31.0 | 2.8 | 36.0 | 0.6 | | | | | | | | 32.0 | | | | 111.4 |
| 02N | 18E | 23 | | | | | | | 21.0 | | 14.0 | 40.0 | 40.0 | 38.0 | | | 11.0 | 8.0 | 172.0 |
| 02N | 18E | 25 | | | | | | 26.0 | 40.0 | 5.9 | 26.0 | 25.0 | 3.4 | 15.0 | | | | | 141.3 |
| 02N | 18E | 26 | 38.0 | 35.0 | 40.0 | 32.0 | 40.0 | 29.0 | | 32.0 | | | | | | | | | 246.0 |

Right Acre Limit: 187.00
POU Total Acres: 675.5

**Conditions of Approval:**

| | | |
|---|---|---|
| 1. | X35 | Rights 37-481D and 37-482J when combined shall not exceed the irrigation of 187 acres. |
| 2. | X35 | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-917, 37-11975, 37-11976, 37-11977, 37-11978, 37-2713, and 37-7356 when combined shall not exceed a total diversion rate of 16.69 cfs, a total annual maximum diversion volume of 2758.0 af at the field headgate, and the irrigation of 394.0 acres. |
| 3. | | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-917, 37-11975, 37-11976, 37-11977, 37-11978, 37-2713, and 37-7356 when applied by sprinkler system |

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MAR 21 2023

shall not exceed a maximum diversion rate of 7.88 cfs and 1379.0 af at the field headgate, and when applied by surface application shall not exceed a maximum diversion rate of 15.76 cfs and 2758.0 af at the field headgate. Any portion of these rights in excess of the maximum applied rates of diversion and volumes at the field headgate shall be limited to use for conveyance losses and shall not be diverted from the river unless required for the delivery of the applied rate of water to the field headgate.

| | | |
|---|---|---|
| 4. | 206 | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-917, 37-2713, 37-7356, 37-11975, 37-11976, 37-11977, and 37-11978 are limited to the irrigation of a specific 394.0 acres within the 675.5 acre place of use in a single irrigation season. The specific 394.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and 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 394.0 acres to be irrigated within the 675.5 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. |
| 5. | R59 | This right when combined with all other rights shall provide no more than 3.5 afa per acre when applied by sprinkler system and 7.0 afa per acre when applied by surface application at the field headgate for irrigation of the lands above. |
| 6. | R05 | Use of water under this right will 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. |
| 7. | R43 | 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). |
| 8. | 004 | This right does not grant any right-of-way or easement across the land of another. |
| 9. | T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval. |
| 10. | T08 | Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer. |
| 11. | T19 | Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree. |

**Comments:**

| | | | |
|---|---|---|---|
| 1 | jcooper | 11/8/2011 | POD |
| Updated Shape | | | |
| 2 | jcooper | 12/22/2011 | POU |
| Updated Shape | | | |
| 3 | amerritt | 1/12/2012 | Transferred Right |

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MAR 21 2023

**IDAHO DEPARTMENT OF WATER RESOURCES** **1/17/2023**
**Proof Report**

This is now an approved transfer, transfer number = 74910

| | | | |
|---|---|---|---|
| 4 | SNovak | 10/24/2022 | POU |
| Updated Shape | | | |
| 5 | SNovak | 10/27/2022 | POU |
| Updated Shape | | | |
| 6 | CParker | 11/22/2022 | POD |
| Updated Shape | | | |
| 7 | CParker | 11/22/2022 | POU |
| Updated Shape | | | |
| 8 | jbitzenburg | 11/23/2022 | Condition correction |

Corrected the condition limiting the sprinkler system/surface application flow rate and volume to read 4172.0 af for surface application, per decree. Previously, the condition read 41720.0 af.

| | | | |
|---|---|---|---|
| 9 | jbitzenburg | 12/29/2022 | POU |
| Updated Shape | | | |
| 10 | jbitzenburg | 1/9/2023 | Split Right |
| Split into 37-23401. | | | |
| 11 | jbitzenburg | 1/10/2023 | POU |
| Updated Shape | | | |

**Dates and Other Information:**
Decreed Date: 9/24/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 37
Mitigation Plan: False

**Combined Use Limits:**

| Rate | Volume | Acres | Water Rights |
|---|---|---|---|
| | | 187.0 | 37-482J ,37-481D |
| 16.690 | 2,758.0 | 394.0 | 37-482J ,37-483D ,37-917 ,37-2713 ,37-7356 ,37-11975 ,37-11976 ,37-11977 ,37-11978 ,37-481D ,37-577BP |

**SubCase:**

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MAR 21 2023

**IDAHO DEPARTMENT OF WATER RESOURCES** **1/17/2023**
**Proof Report**

N/A

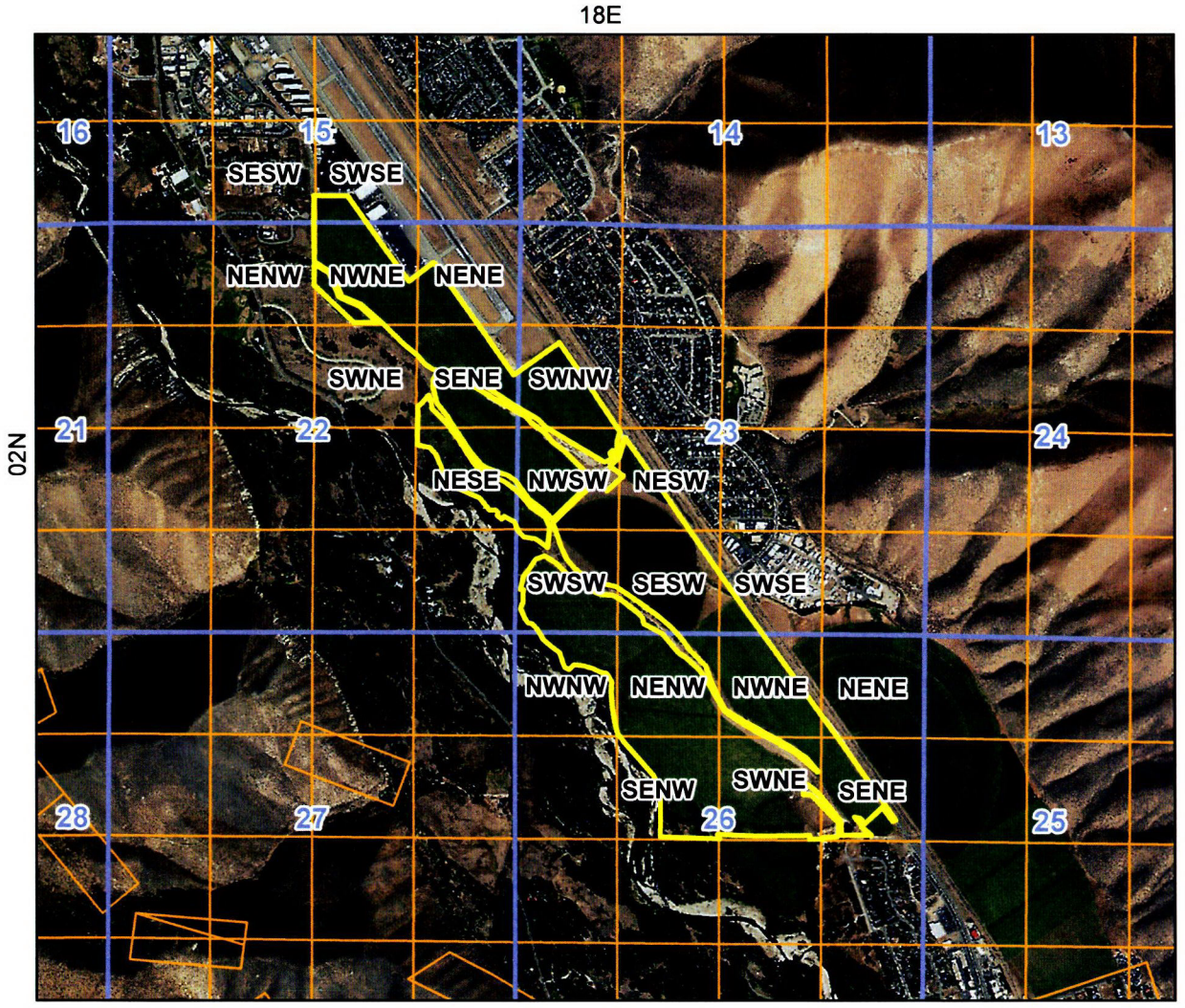
**Water Supply Bank:**

N/A

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MAR 21 2023

State of Idaho
Department of Water Resources

# Water Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-917, 37-11975, 37-11976, 37-11977, 37-11978, 37-2713, and 37-7356 Map BEFORE Ownership Change Split




0 0.275 0.55 1.1 Miles

Place Of Use Boundary
Townships
PLS Sections
Quarter Quarters

N

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MAR 21 2023

Form 42-248/42-1409(6) Rev. 6/22

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
NOV 18 2022
DEPT OF WATER RESOURCES
SOUTHERN REGION

# NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "*Yes*" in the "*Split?*" column. If the water right is leased to the Water Supply Bank, check "*Yes*". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

| Water Right/Claim No. | Split? | Leased to Water Supply Bank? | Water Right/Claim No. | Split? | Leased to Water Supply Bank? |
|---|---|---|---|---|---|
| See Attached | Yes ☐ | Yes ☐ | | Yes ☐ | Yes ☐ |
| See attached for split #s | Yes ☐ | Yes ☐ | | Yes ☐ | Yes ☐ |
| | Yes ☐ | Yes ☐ | | Yes ☐ | Yes ☐ |
| | Yes ☐ | Yes ☐ | | Yes ☐ | Yes ☐ |
| | Yes ☐ | Yes ☐ | | Yes ☐ | Yes ☐ |

2. Previous Owner's Name: Eccles Flying Hat Ranch, LLC
   Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Friedman Memorial Airport Authority
   New owner(s) as listed on the conveyance document  Name connector ☐ and ☐ or

   1616 Airport Circle (Mailing address) | Hailey (City) | ID (State) | 83333 (Zip)

   208-788-4956 (Telephone) | chris@iflysun.com (Email)

4. If the water rights and/or adjudication claims were split, how did the division occur?
   - ■ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
   - ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: September 27, 2022.

6. Do you own the land identified as the water right place of use? Yes ■ No ☐
   - If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:
   - ■ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
   - ■ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
   - ■ Filing fee (see instructions for further explanation):
     - $25 per *undivided* water right.
     - $100 per *split* water right.
     - No fee is required for pending adjudication claims.
   - ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
   - ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: _____ (Signature of new owner/claimant) | Airport Director (Title, if applicable) | 10-20-22 (Date)
   Chris Pomeroy (Print name)

   SUPPORT DATA
   IN FILE # 37-481D

   Signature: _____ (Signature of new owner/claimant) | _____ (Title, if applicable) | _____ (Date)
   _____ (Print name)

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   MAR 21 2023

***For IDWR Office Use Only:***

Receipted by SG Date 11/18/2022 Receipt No. S039522 Receipt Amt. $1,100.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by _____ Processed by JB Date 2-1-2023 - splits
1-30-2023 - nonsplits

Notice of Change in Water Right Ownership

Split numbers ↓ ↓

| Water Right/Claim No. | Split? | Leased to Water Supply Bank? |
|---|---|---|
| 37-481D 37-23411 | Yes | No |
| 37-482J 37-23413 | Yes | No |
| 37-577BP 37-23419, 37-23420 | Yes | No |
| 37-483D 37-23417, 37-23418 | Yes | No |
| 37-2713 37-23406, 37-23407 | Yes | No |
| 37-7356 37-23409, 37-23410 | Yes | No |
| 37-917 not split | Yes | No |
| 37-11978 37-23423 | Yes | No |
| 37-11976 37-23422 | Yes | No |
| 37-11975 37-23421 | Yes | No |
| 37-11977 Not split | Yes | No |

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MAR 21 2023

**Instrument # 696471**
HAILEY, BLAINE, IDAHO
09-27-2022 1:30:47 AM No. of Pages: 8
Recorded for: BLAINE COUNTY TITLE
STEPHEN MCDOUGALL GRAHAM Fee: $15.00
Ex-Officio Recorder Deputy: JG
Electronically Recorded by Simplifile

BCT
BLAINE COUNTY TITLE

# QUITCLAIM DEED

THIS INDENTURE, made this 26 day of September, 2022, between

Eccles Flying Hat Ranch, a Utah limited liability company, as **GRANTOR** and

Friedman Memorial Airport Authority, a political subdivision of the State of Idaho, as **GRANTEE(S)**

whose current address is 1616 Airport Cir., Hailey, ID 83333

WITNESS, that said Grantor(s), for and in consideration in lawful money of the United States of America, in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these premises remise, release and forever QUITCLAIM, unto the said Grantee(s) and to its heirs and assigns **Portions of the Water Rights in the attached Exhibit "2" and Exhibit "3"** appurtenant to all that certain lot, piece or parcel of land, bounded and particularly described as follows, to wit:

SEE EXHIBIT "A" ATTACHED HERETO

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the Grantee and to its heirs and assigns forever.

**IN WITNESS WHEREOF**, the grantor(s) has executed this deed on the date set forth above.

ECCLES FLYING HAT RANCH

C Hope Eccles

C. Hope Eccles
Managing Member



SCANNED
MAR 21 2023

State of Utah
County of Salt Lake

This record was acknowledged before me on 26th day of September, 2022, by C. Hope Eccles, as Managing Member of Eccles Flying Hat Ranch.

(STAMP)

Melinda Jo Vail
Notary Public Melinda Jo Vail
My Commission Expires: 5/24/2024

MELINDA JO VAJL
Notary Public State of Utah
My Commission Exp. 05/24/2024
Commission # 712164



SCANNED
MAR 21 2023

## EXHIBIT "A"
## LEGAL DESCRIPTION

A legal description for a parcel of land located within Sections 15, 22, 23 & 26, Township 2 North, Range 18 East, being more particularly described as follows:

Commencing at a Steel Rod in a Monument Well, being Blaine County Control Point "HALY-GPS" that from which an Aluminum Cap on 5/8" Rebar by LS907, marking the east quarter corner of Section 26, also being Blaine County Control Point "2N18E26E1/4" lies S35°57'30"E, 12,285.70 feet distant, thence proceeding S19°05'37"W, 2,090.20 feet to an Aluminum Cap on a 1" Iron Pipe, marking the south quarter corner of Section 15, also being Blaine County Control Point "2N18E15S1/4", and said Aluminum Cap being the TRUE POINT OF BEGINNING:

Thence N00°19'20"E, 321.29 feet, along the easterly boundary of Stonecove Subdivision to a Magnetic Nail & Washer, marking the northwest most corner of Revised Tax Lot 8624;

Thence N89°30'12"E, 453.41 feet, along the southwest boundary of Tax Lot 7553, to a 5/8" Rebar with an Illegible Cap;

Thence S35°00'58"E, 1,324.36 feet, along the southwest boundary of Tax Lot 7553, to a 5/8" Rebar by LS4566;

Thence N54°59'02"E, 402.00 feet, along the southwest boundary of Tax Lot 7553, to a point from which a 5/8" Rebar in Concrete with No Cap lies S52°54'37"W, 0.46 feet distant;

Thence S35°00'58"E, 1,647.54 feet, along the southwest boundary of Tax Lot 7553, to a 5/8" Rebar by LS16670;

Thence S54°59'02"W, 850.37 feet, along the northerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS16670;

Thence S35°01'09"E, 976.13 feet, along the westerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS16670;

Thence S62°07'36"E, 276.80 feet, along the westerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS16670;

Thence S45°23'04"E, 726.31 feet, along the westerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS16670;

Thence N47°11'38"E, 690.98 feet, along the southerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS16670;

Thence N47°53'09"W, 96.94 feet, along the southerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS16670;



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MAR 21 2023

Thence N45°38'50"E, 229.07 feet, along the southerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS16670;

Thence S59°00'28"E, 72.39 feet, along the southerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS16670;

Thence N43°51'47"E, 94.16 feet, along the southerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS1660;

Thence N35°15'12"W, 102.58 feet, along the southerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS16670;

Thence N53°52'28"E, 109.34 feet, along the southerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS16670;

Thence S36°29'48"E, 133.62 feet along the southerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS16670;

Thence S43°51'47"W, 187.40 feet, along the southerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS16670;

Thence S59°00'28"E, 115.19 feet, along the southerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS16670;

Thence N83°27'46"E, 68.79 feet, along the southerly boundary of Tax Lot 8551, to s 5/8" Rebar by LS16670;

Thence S55°43'11"E, 91.87 feet, along the southerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS16670;

Thence S34°25'14"W, 36.70 feet, along the southerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS16670;

Thence S59°00'28"E, 600.58 feet, along the southerly boundary of Tax Lot 8551, to a 5/8" Rebar by LS16670;

Thence N47°58'13"E, 28.96 feet, along the southerly boundary of Tax Lot 8551 to a 5/8" Rebar by LS16670 that lies along the westerly Right-of-Way of State Highway 75;

Thence S35°00'39"E, 491.46 feet, along the westerly Right-of-Way of State Highway 75, to a 5/8" Rebar by LS3621;

Thence S35°01'41"E, 71.05 feet, along the westerly Right-of-Way of State Highway 75, to a 5/8" Rebar with an Illegible Cap;



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Thence S35°01'41"E, 897.97 feet, along the westerly Right-of-Way of State Highway 75, to a 5/8" Rebar by LS3621;

Thence S35°01'41"E, 2528.67 feet, along the westerly Right-of-Way of State Highway 75, to a 5/8" Rebar with an Illegible Cap;

Thence N86°09'02"W, 403.11 feet, along the northerly boundary of Tax Lot 8625, to a 5/8" Rebar by LS16670;

Thence S47°21'58"W, 183.30 feet, along the northerly boundary of Tax Lot 8625, to a 5/8" Rebar by LS16670;

Thence S41°43'05"E, 294.54 feet, along the westerly boundary of Tax Lot 8625, to a 5/8" Rebar by LS16670;

Thence S18°29'04"E, 509.18 feet, along the westerly boundary of Tax Lots 8626, 8627 & 8628 to a 5/8" Rebar by LS16670;

Thence N89°44'17"W, 2,759.72 feet, along the northerly boundary of Revised Tax Lot 6847, to a 5/8" Rebar by LS16670, witnessed by a 5/8" Rebar by LS16670 that lies S89°44'17"E, 840.03 feet distant;

Thence N00°03'15"W, 1,028.60 feet, to a 5/8" Rebar with No Cap, marking the northeast corner of Tax Lot 6949;

Thence N89°38'19"W, 1,322.65 feet, along the northerly boundary of Tax Lot 6949, to a 5/8" Rebar with No Cap;

Thence N00°01'29"W, 1,330.87 feet, along the easterly boundary of Young Subdivision, to a Brass Cap on 2" Pipe, being CPF#133130;

Thence N00°40'43"E, 1,319.48 feet, along the easterly boundary of Parcel A, Young Subdivision, to a 5/8" Rebar by LS9561;

Thence S89°59'58"W, 1,316.80, along the northerly boundary of Lot 1 & Parcel A, Young Subdivision, to an Aluminum Cap on 5/8" Rebar;

Thence N00°25'45"E, 2,154.92 feet, along the easterly boundary of Bend of the River Subdivision, to a 5/8" Rebar by LS3621;

Thence N47°03'12"W, 712.19 feet, along the northerly boundaries of Lots 4 & 5, Block 1, Bend of the River Subdivision, to a 5/8" Rebar by LS3621;

Thence N89°58'23"W, 277.72 feet, along the northerly boundary of Lot 4, Block 1, Bend of the



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River Subdivision, to a 5/8" Rebar by LS36921;

Thence N47°09'36"W, 713.76 feet, to a 5/8" Rebar by LS3621;

Thence N00°11'21"E, 838.52 feet, to a point, to the TRUE POINT OF BEGINNING



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DocuSign Envelope ID: C4616009-DCC9-4465-B898-D922BCD5DC6E

# EXHIBIT "2"

Table 1: Flying Hat Ranch Water Right Transfer to Remain with Airport

| WR No. | Priority Date | Year | Source | Individual Acres | Combined Acres | Rate (cfs) |
|---|---|---|---|---|---|---|
| 37-577BP | 3/24/1883 | 1883 | Big Wood River | 145 | 161 | 1.55 |
| 37-483D | 8/1/1902 | 1902 | Big Wood River | 145 | 161 | 0.83 |
| 37-917 | 4/1/1940 | 1940 | Big Wood River | 46 | 161 | 0.47 |
| 37-2713 | 8/18/1965 | 1965 | Groundwater | 161 | 161 | 2.70 |
| 37-7356 | 4/28/1974 | 1974 | Groundwater | 161 | 161 | 0.72 |
| 37-11978 | 3/24/1883 | 1883 | Big Wood River | 22 | 161 | 0.97 |
| 37-11976 | 6/1/1884 | 1884 | Big Wood River | 22 | 161 | 0.19 |
| 37-11975 | 6/15/1891 | 1891 | Big Wood River | 22 | 161 | 0.89 |
| 37-11977 | 6/15/1891 | 1891 | Big Wood River | 20 | 161 | 0.80 |

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DocuSign Envelope ID: C4616009-DCC9-4465-B898-D922BCD5DC6E

# EXHIBIT "3"

Table 2: Flying Hat Ranch (Airport) Water Right Transfer to Window Rock

| WR No. | Priority Date | Year | Source | Individual Acres | Combined Acres | Rate (cfs) |
|---|---|---|---|---|---|---|
| 37-481D | 8/1/1882 | 1882 | Big Wood River | 136 | 136 | 1.05 |
| 37-482J | 8/1/1884 | 1884 | Big Wood River | 136 | 136 | 1.05 |
| 37-577BP | 3/24/1883 | 1883 | Big Wood River | 136 | 136 | 1.46 |
| 37-483D | 8/1/1902 | 1902 | Big Wood River | 136 | 136 | 0.78 |
| 37-2713 | 8/18/1965 | 1965 | Groundwater | 136 | 136 | 2.28 |
| 37-7356 | 4/28/1974 | 1974 | Groundwater | 136 | 136 | 0.61 |

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MAR 21 2023

# CONSENT AGREEMENT

To Whom It May Concern,

Eccles Flying Hat Ranch LLC, Eccles Window Rock Ranch LLC, Rosebud LLC, M & M Powersports Idaho, LLC and Friedman Memorial Airport Authority are in the process of updating ownership of water rights 37-481D, 37-482J, 37-483D, 37-577BP (irrigation only) 37-577BP (mitigation only), 37-917, 37-2713, 37-7356, 37-11975, 37-11976, 37-11977 and 37-11978. Portions of these water rights have been purchased and some portions have been retained by the original water right owner. The portions of water rights being purchases have been specifically identified and described in legal deeds. The deeds have been signed, notarized and have been submitted to the Idaho Department of Water Resources.

Water right transfers will be required to move water rights off of property in which the water rights are currently located and onto property owned by Eccles Flying Hat Ranch LLC, Eccles Window Rock Ranch LLC, Rosebud LLC, M & M Powersports Idaho, LLC and Friedman Memorial Airport Authority. This consent agreement gives permission for the legal water right owner to have water rights located on property owned by consenting entity. Thus, providing the ability for the legal water right owner to transfer their water rights to a permanent location.

This consent agreement does not alter or convey any legal ownership of water rights or property. This consent agreement will expire on 12/31/2025, which should be a sufficient amount of time for water right transfers to be prepared, submitted to the Idaho Department of Water Resources and approved.

Eccles Window Rock Ranch LLC

Name: _____ P.O.A. FOR C. HOPE ECCLES MANAGING MEMBER

MARC E. REINEMANN

Date: DECEMBER 5, 2022

Eccles Flying Hat Ranch LLC

Name: _____ P.O.A. FOR C. HOPE ECCLES MANAGING MEMBER

MARC E. REINEMANN

Date: DECEMBER 5, 2022



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MAR 21 2023

Rosebud LLC

Name: _____
MANAGER

Date: 1/4/22

M & M Powersports Idaho, LLC

Name: _____

Date: _____

Friedman Memorial Airport Authority

Name: _____ - AIRPORT DIRECTOR

Date: 12/6/2022



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MAR 21 2023

Rosebud LLC

Name: _____

Date: _____

M & M Powersports Idaho, LLC

Name: Clancy Hansen

Date: 12/8/22

Friedman Memorial Airport Authority

Name: _____

Date: _____



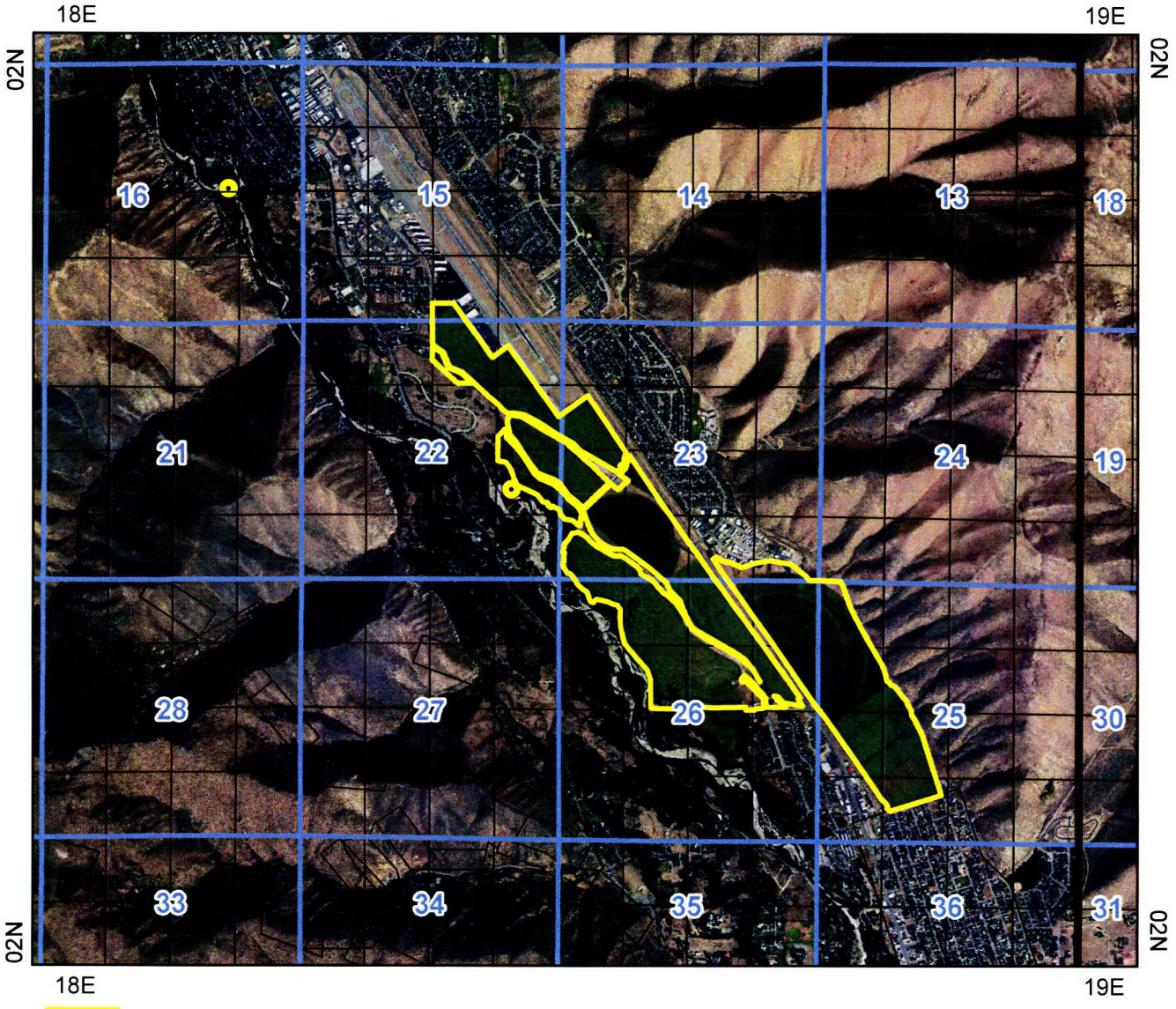
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MAR 21 2023

State of Idaho
Department of Water Resources

# Water Right

**37-481d**
IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




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

0 0.425 0.85 1.7 Miles

N

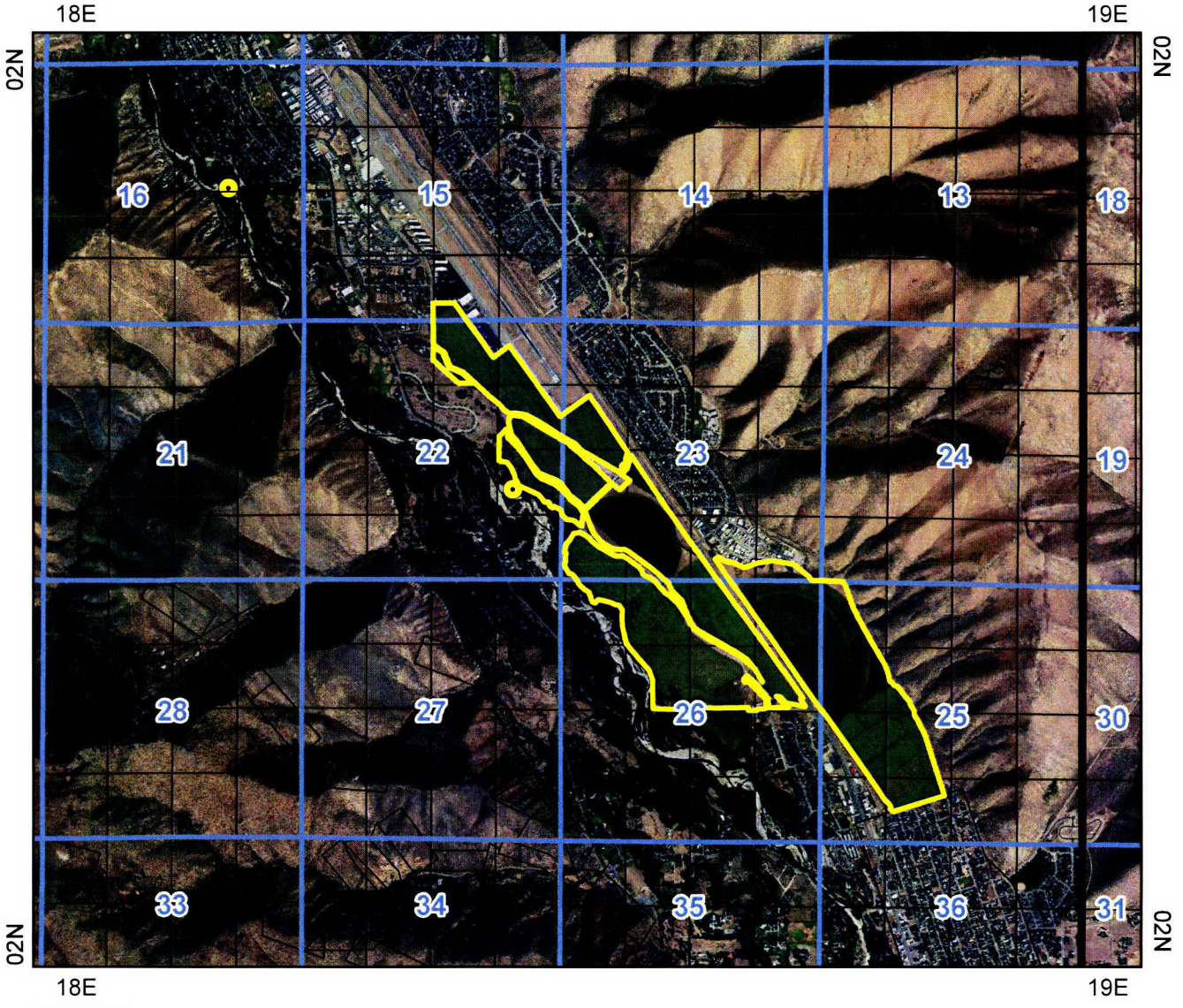
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MAR 21 2023

State of Idaho
Department of Water Resources

# Water Right

37-482J
IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




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

0 0.425 0.85 1.7 Miles

N

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MAR 21 2023

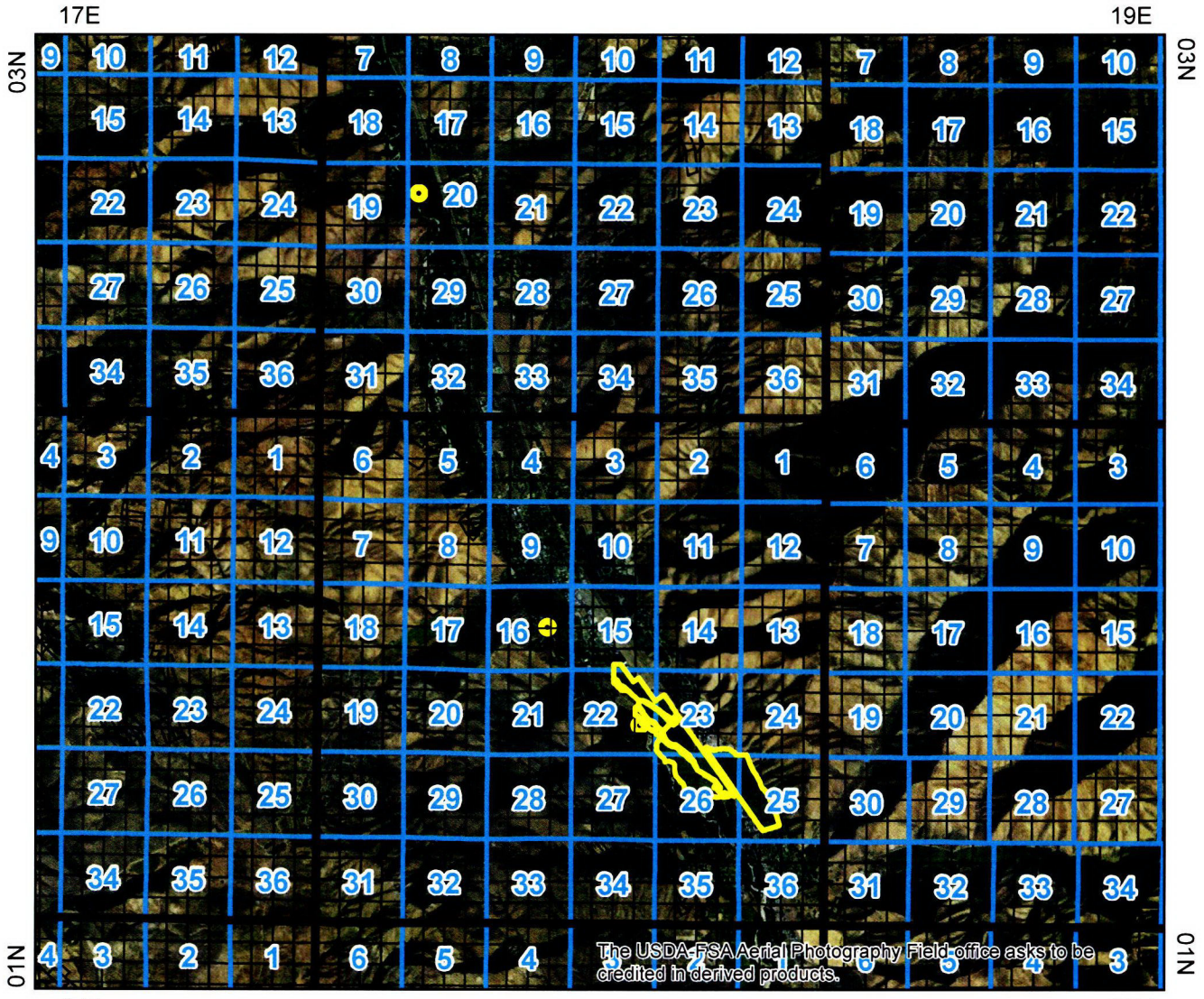
State of Idaho
Department of Water Resources

# Water Right

**37-577bp**

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




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

0 1.25 2.5 5 Miles

N

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MAR 21 2023

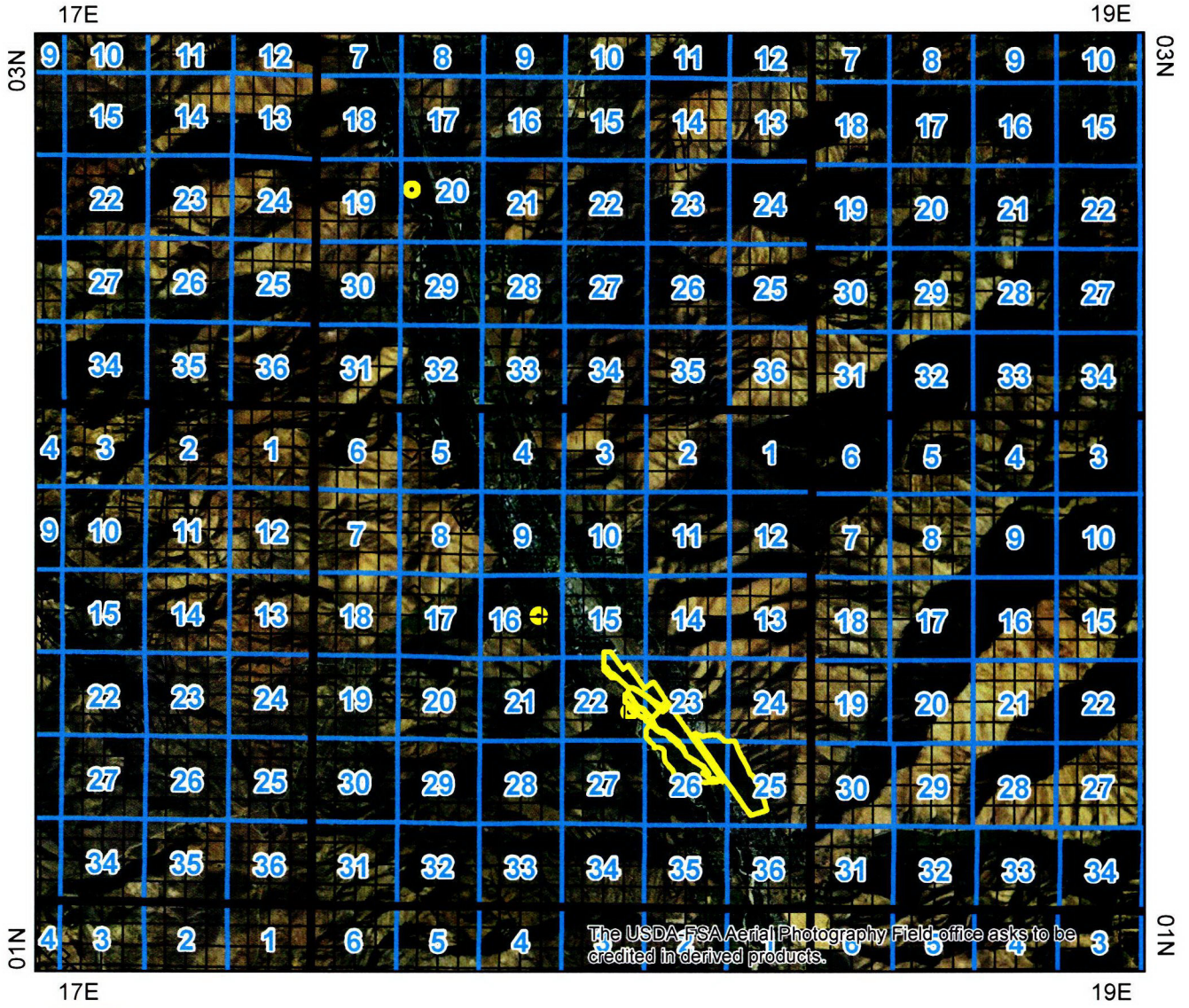
State of Idaho
Department of Water Resources

# Water Right

37-577bp

MITIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



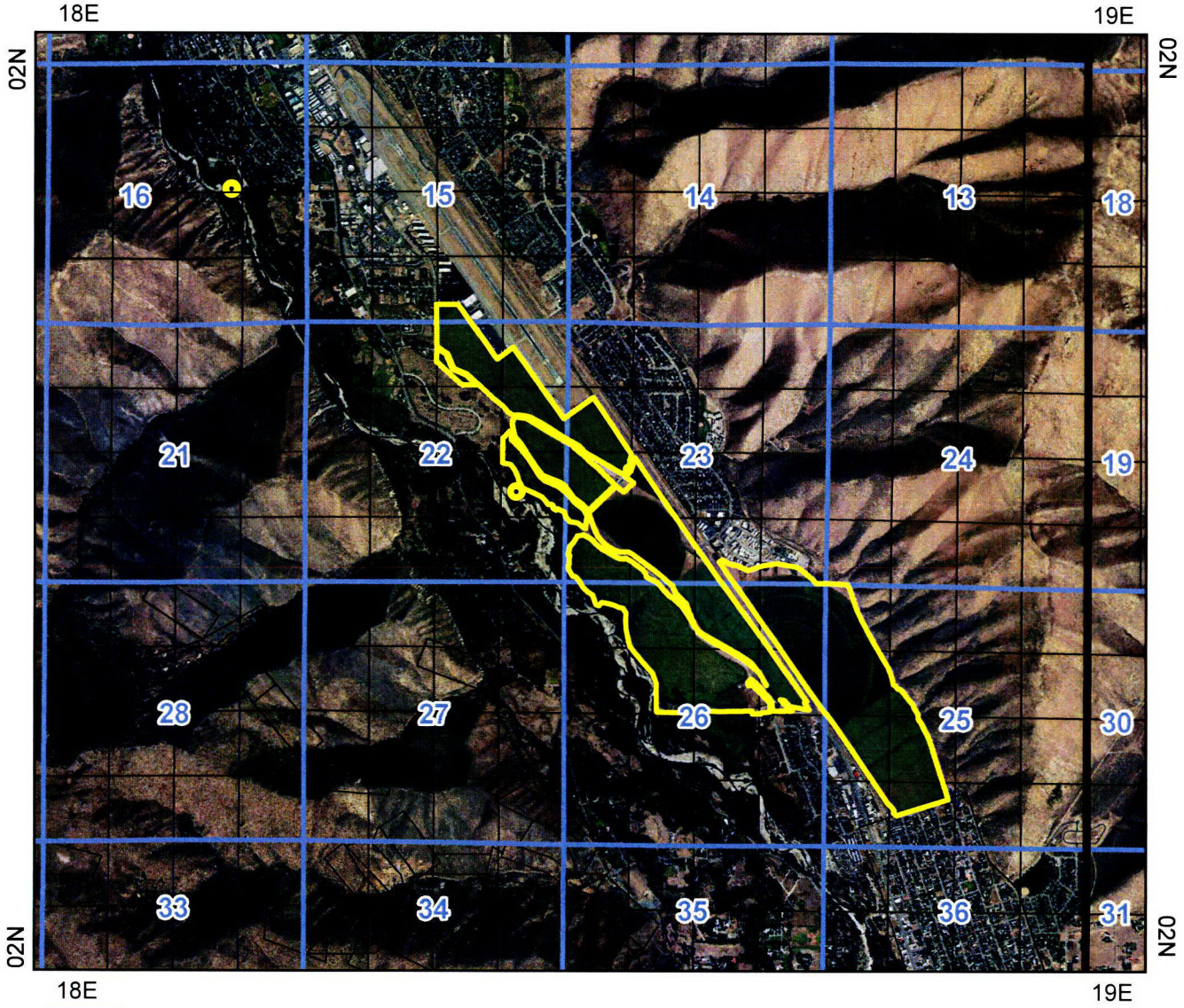

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MAR 21 2023

State of Idaho
Department of Water Resources

# Water Right

37-483D
IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




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

0 0.425 0.85 1.7 Miles

N

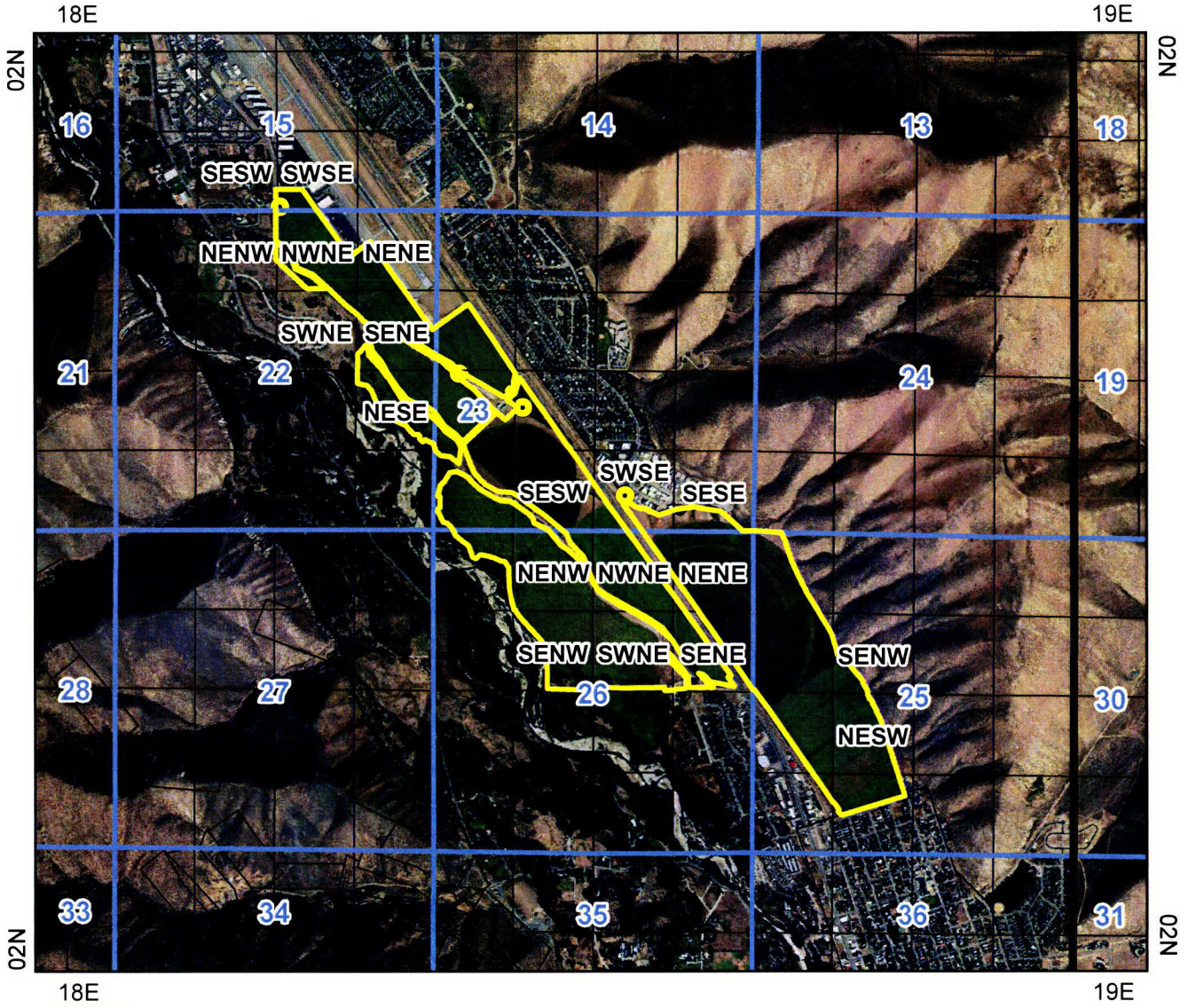
SCANNED
MAR 21 2023

State of Idaho
Department of Water Resources

# Water Right

37-2713
IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




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

0 0.35 0.7 1.4 Miles

N

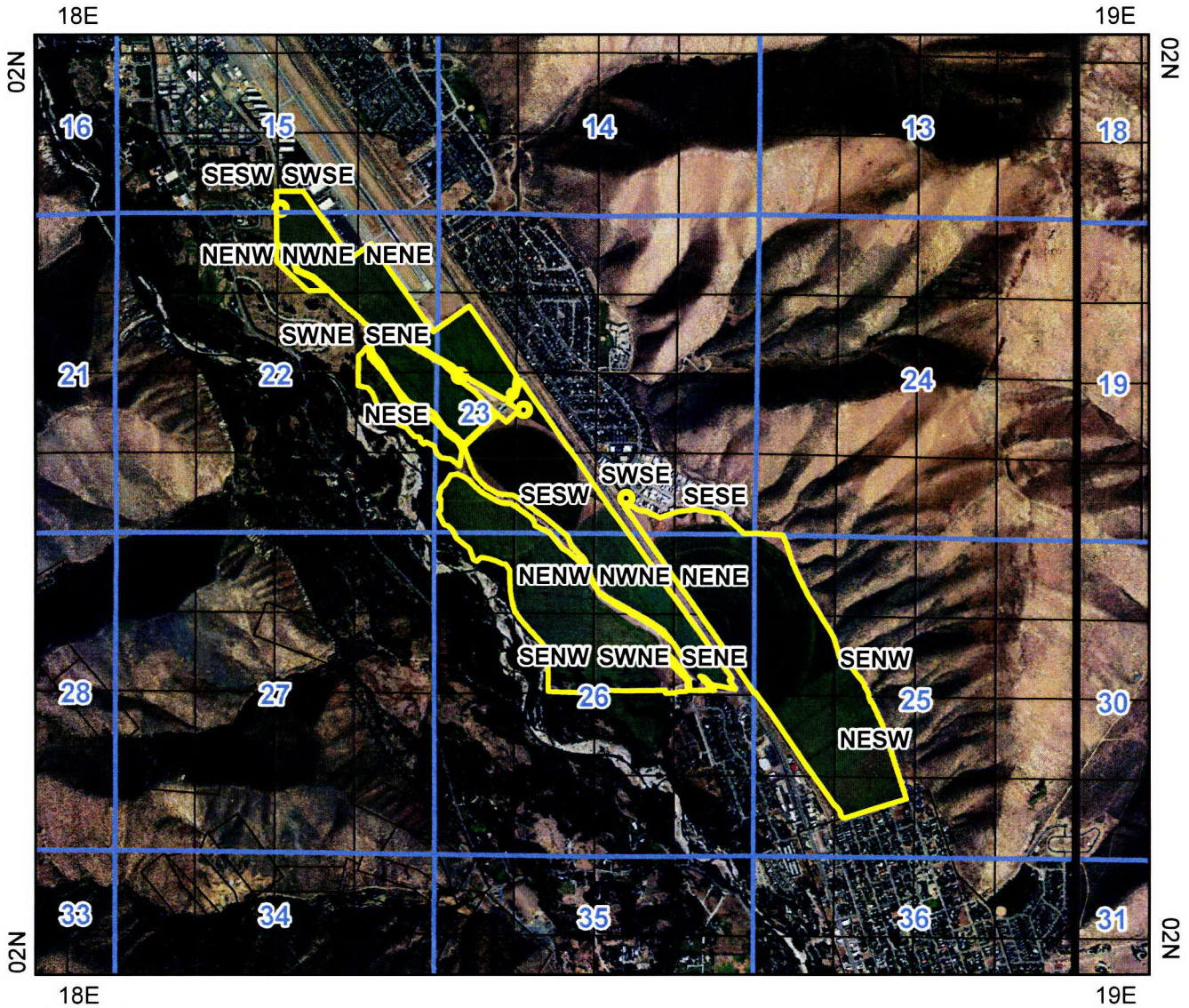
SCANNED
MAR 21 2023

State of Idaho
Department of Water Resources

# Water Right

37-7356
IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




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

0 0.35 0.7 1.4 Miles

N

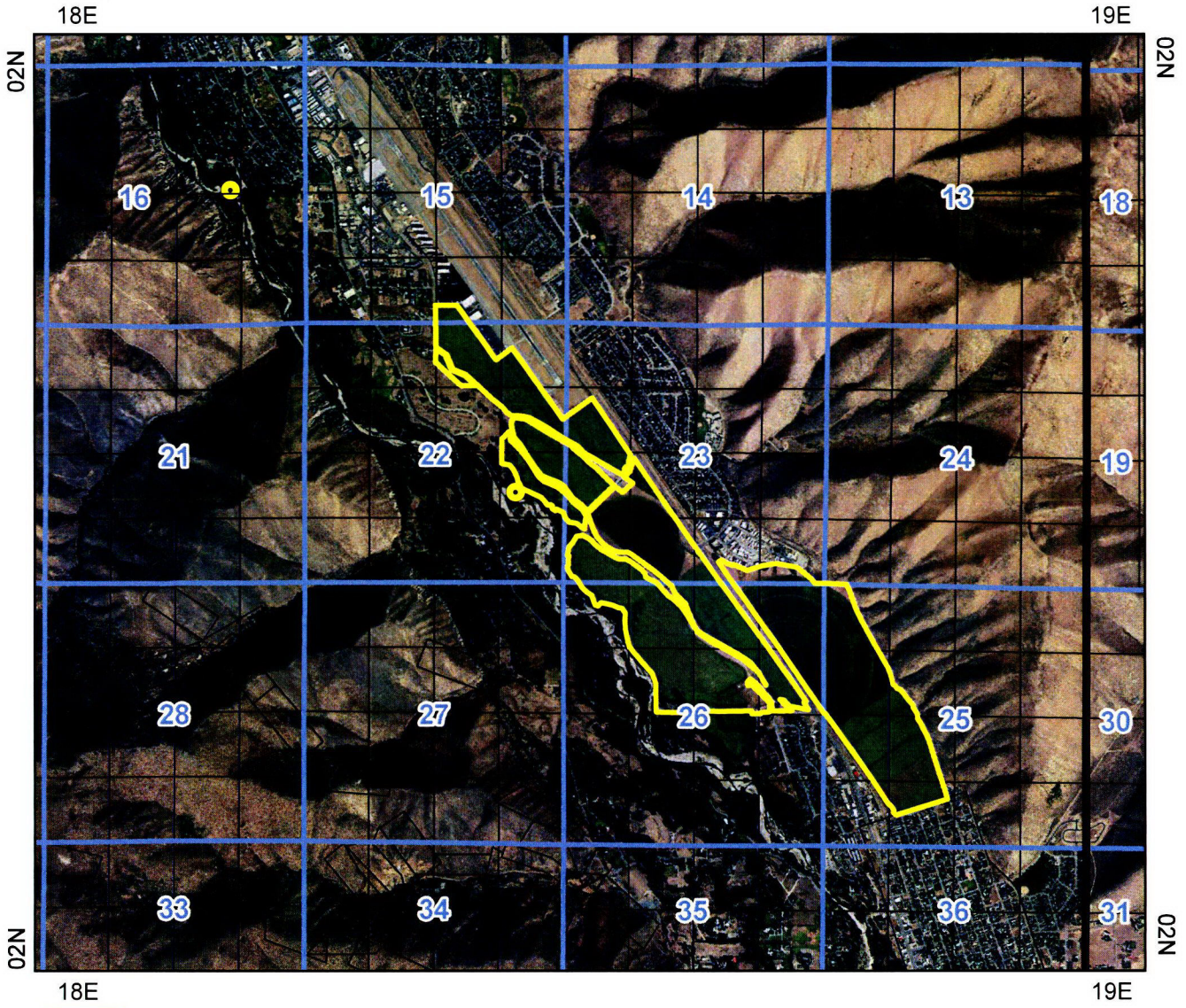
SCANNED
MAR 21 2023

State of Idaho
Department of Water Resources

# Water Right

37-917
IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




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

0 0.425 0.85 1.7 Miles

N

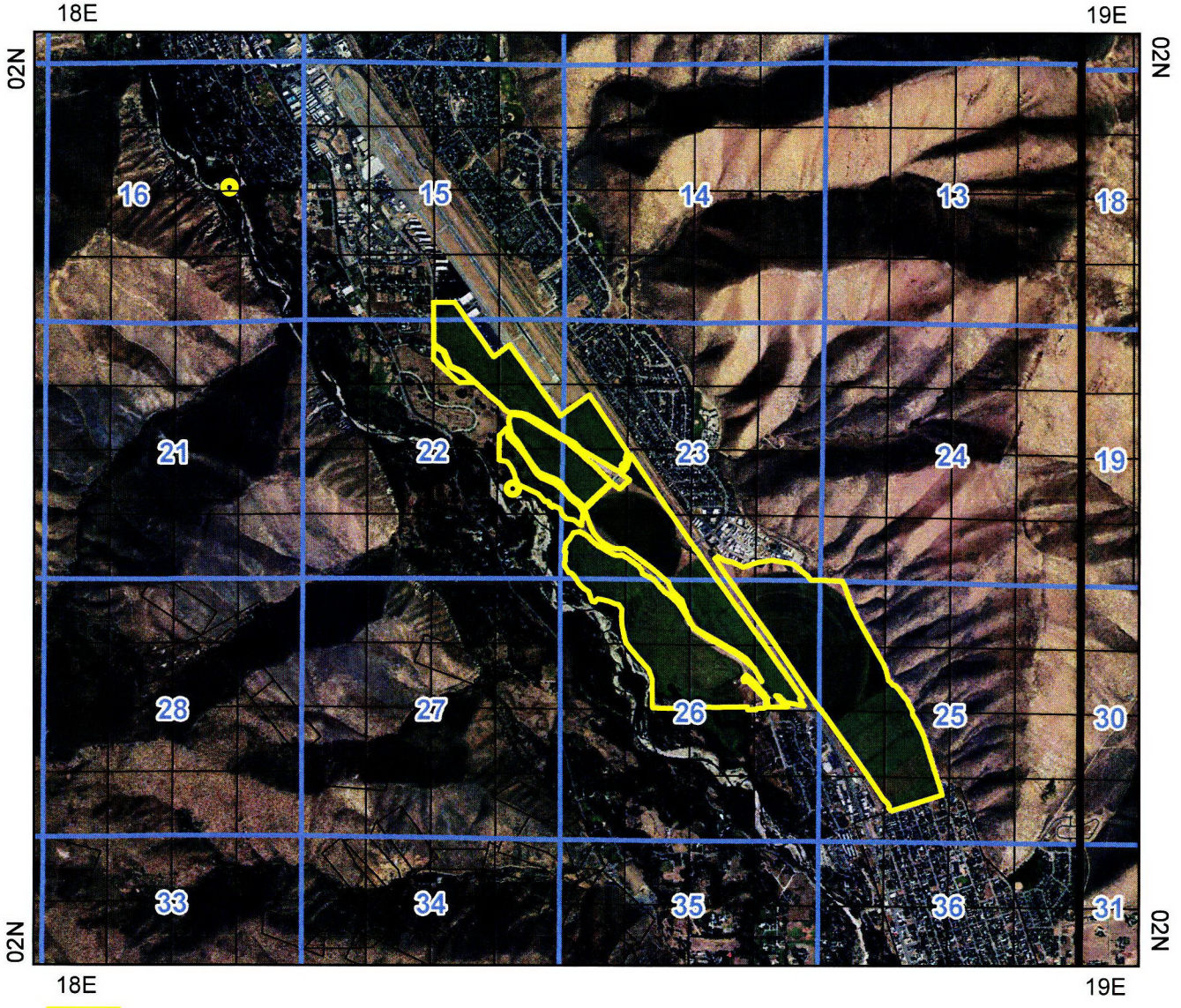
SCANNED
MAR 21 2023

State of Idaho
Department of Water Resources

# Water Right

37-11978
IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




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

0 0.425 0.85 1.7 Miles

N

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MAR 21 2023

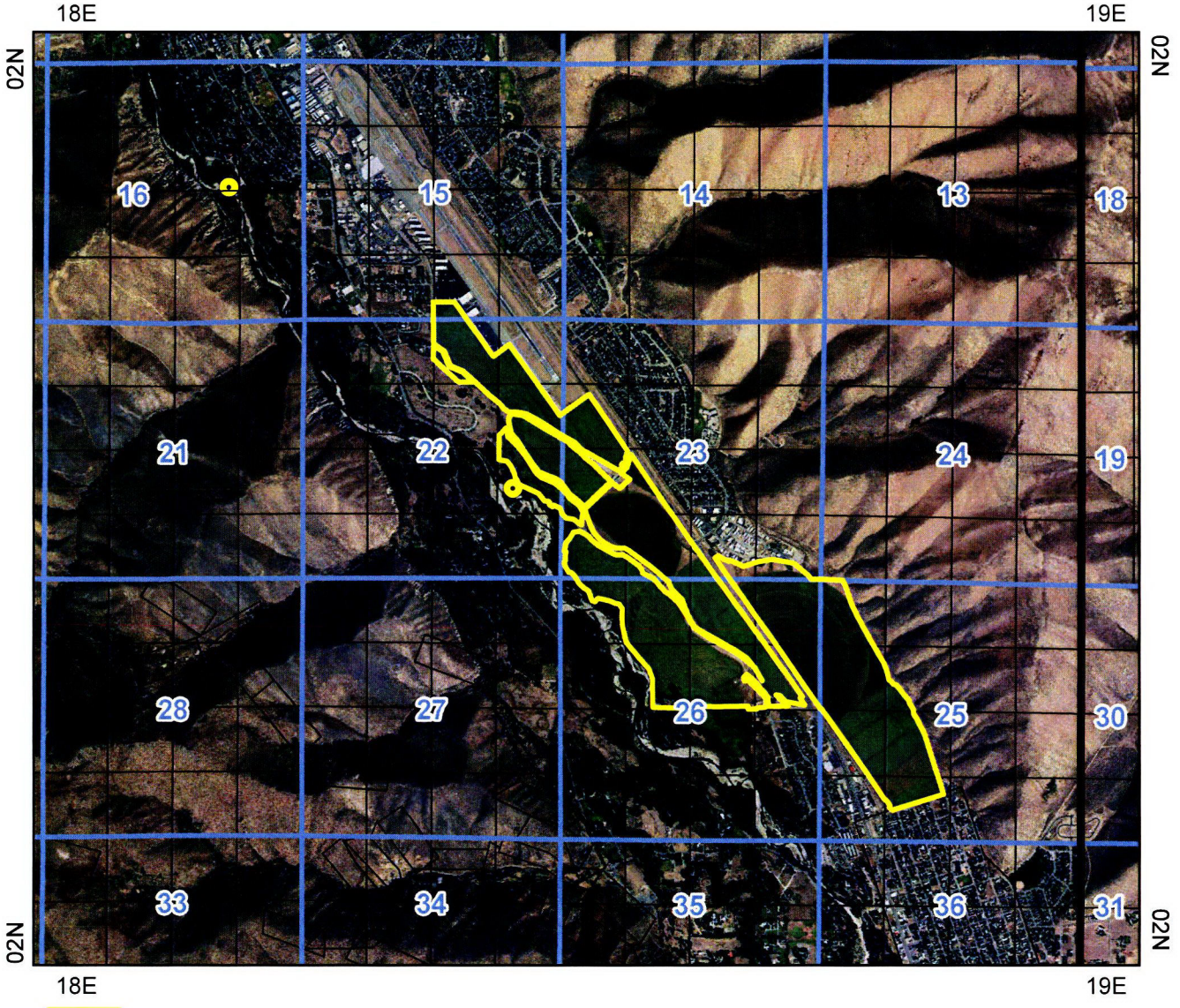
State of Idaho
Department of Water Resources

# Water Right

**37-11976**

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




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

0 0.425 0.85 1.7 Miles

N

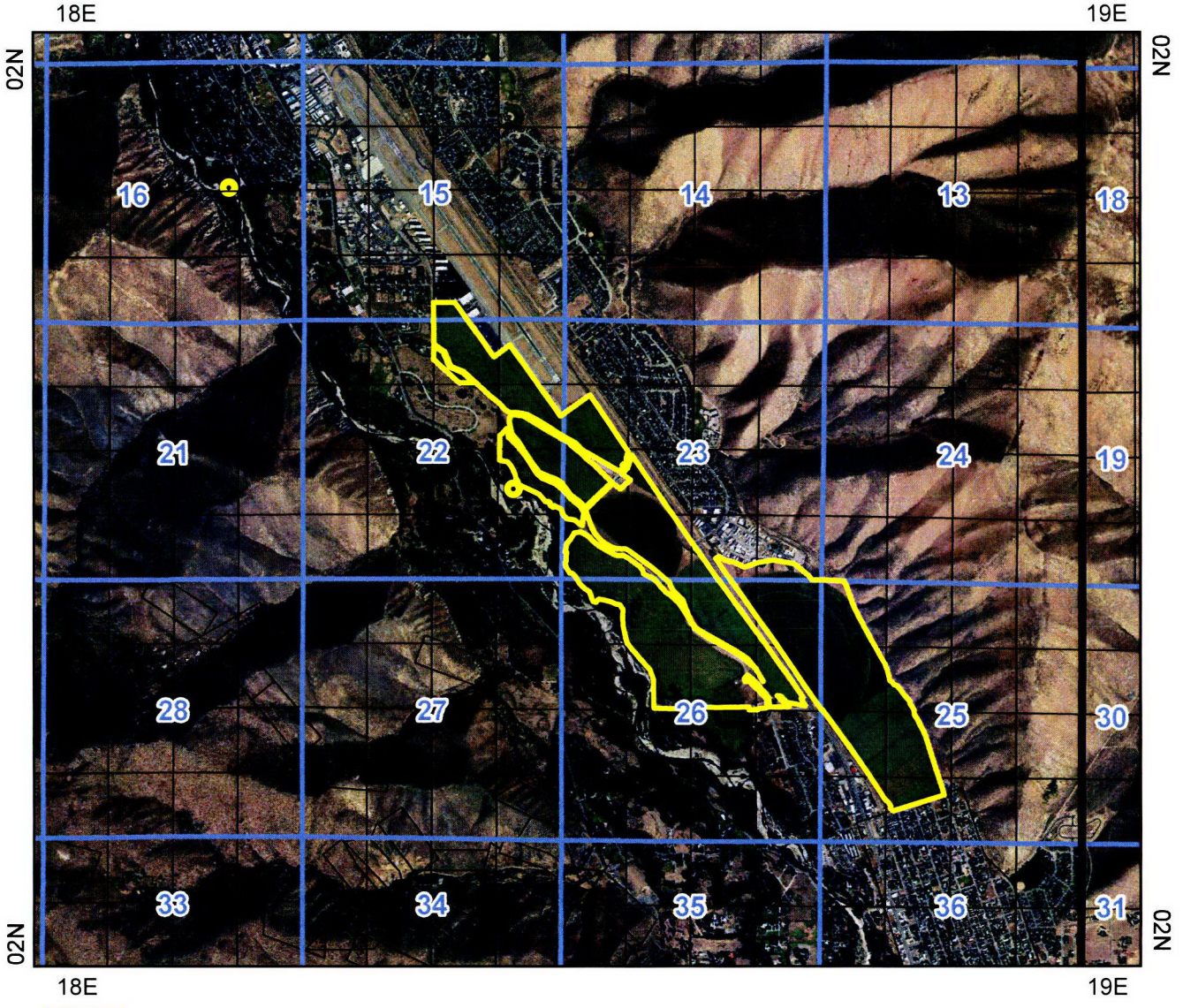
SCANNED
MAR 21 2023

State of Idaho
Department of Water Resources

# Water Right

37-11975
IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




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

0 0.425 0.85 1.7 Miles

N

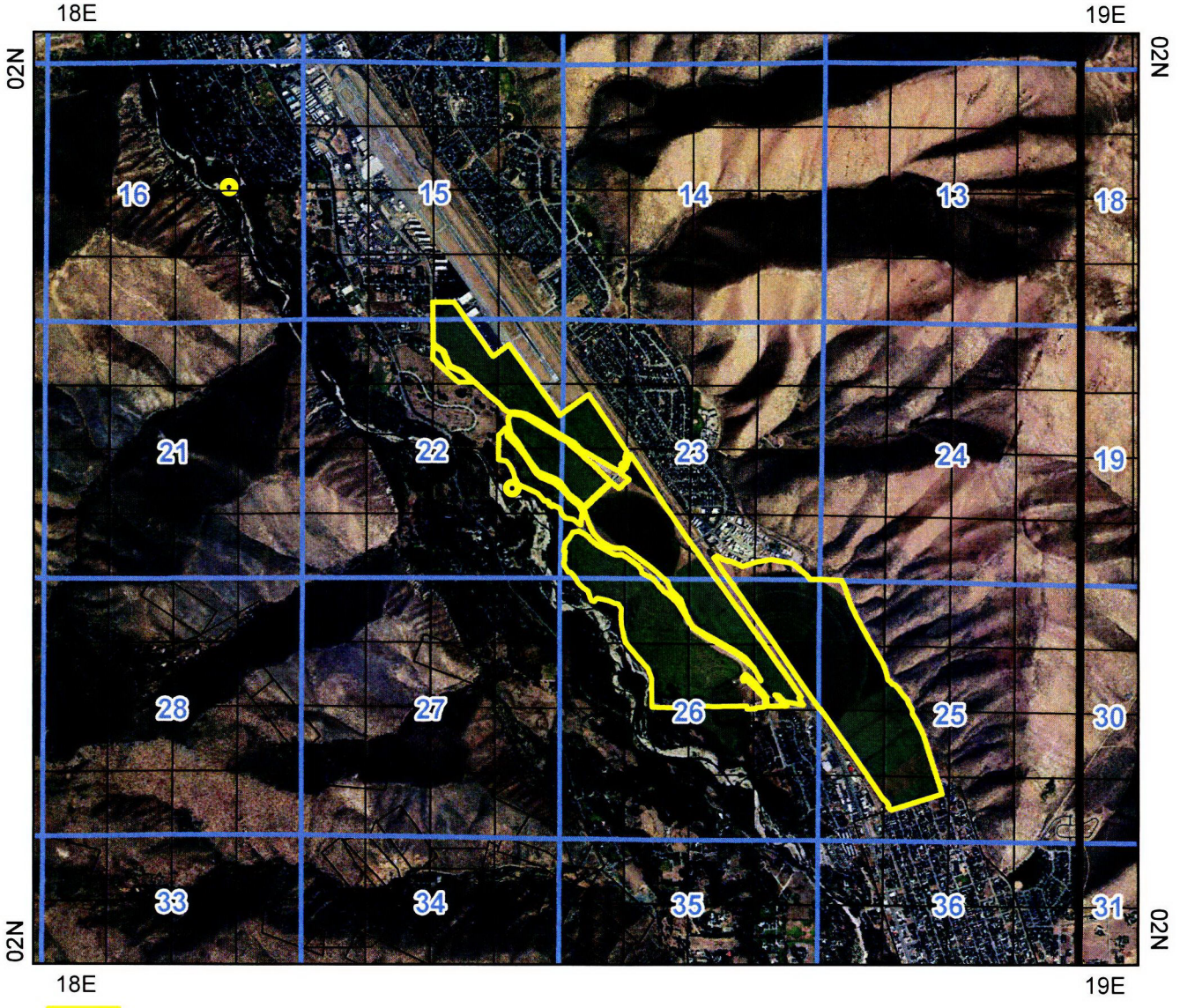
SCANNED
MAR 21 2023

State of Idaho
Department of Water Resources

# Water Right

37-11977
IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



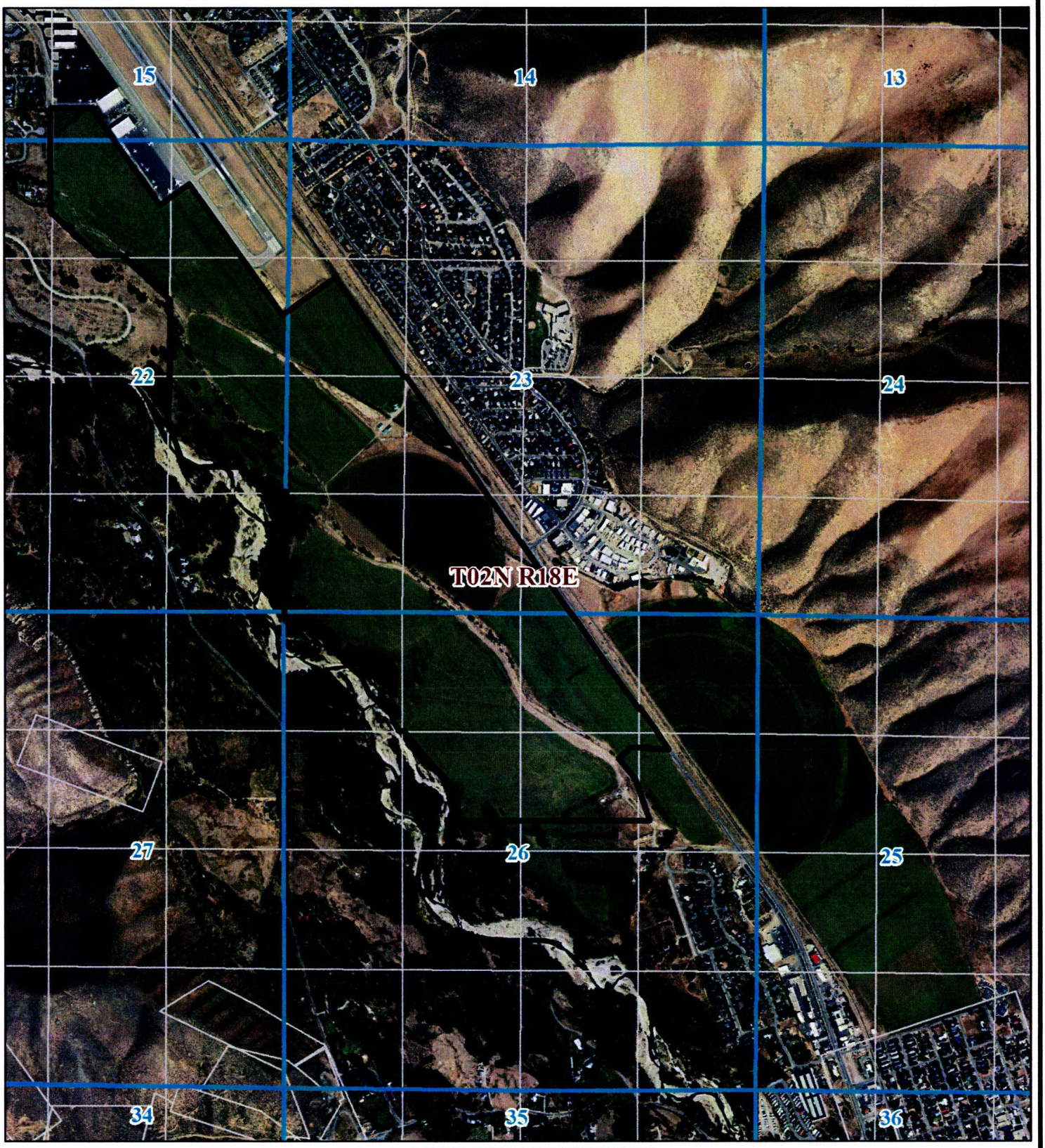

Place Of Use Boundary
Townships
PLS Sections
Quarter Quarters
Point of Diversion

0 0.425 0.85 1.7 Miles

N

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MAR 21 2023

Path: F:\Projects\Flying Hat\ArcView 9\Flying Hat Ranch Water Rights 2022.mxd




# AIRPORT PROPERTY
# ECCLES FLYING HAT RANCH

## NAIP 2021 AERIAL

N

0 750 1,500 Feet

BROCKWAY ENGINEERING, PLLC
GWS - Date: 11/15/2022

**Legend**

Airport_Property_Purchased

SCANNED
MAR 21 2023

STATE OF IDAHO
# DEPARTMENT OF WATER RESOURCES

## TRANSFER OF WATER RIGHT
## TRANSFER NO. 87622

This is to certify that: ECCLES FLYING HAT RANCH LLC
79 S MAIN ST FL 2
SALT LAKE CTY, UT 84111-1929

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

| Water Right | Origin/Basis | Priority Date | Diversion Rate | Diversion Volume | Acre Limit | Total Acres | Source |
|---|---|---|---|---|---|---|---|
| 37-2713 | WR/DECREED | 8/18/1965 | 0.710 cfs | 147.0 af | 42.0 | 675.5 | GROUND WATER |
| 37-481D | WR/DECREED | 8/1/1882 | 0.330 cfs | N/A | 42.0 | 675.5 | BIG WOOD RIVER |
| 37-482J | WR/DECREED | 8/1/1884 | 0.330 cfs | N/A | 42.0 | 675.5 | BIG WOOD RIVER |
| 37-483D | WR/DECREED | 8/1/1902 | 0.240 cfs | N/A | 42.0 | 675.5 | BIG WOOD RIVER |
| 37-577BP | WR/DECREED | 3/24/1883 | 0.450 cfs | N/A | 42.0 | 675.5 | BIG WOOD RIVER |
| 37-7356 | WR/DECREED | 4/28/1974 | 0.190 cfs | 74.1 af | 42.0 | 675.5 | GROUND WATER |

### Purpose of Transfer (Changes Proposed)

| Current Number | Split | POD | POU | Add POD | Period of Use | Nature of Use |
|---|---|---|---|---|---|---|
| 37-2713 | NO | NO | YES | NO | NO | NO |
| 37-481D | NO | NO | YES | NO | NO | NO |
| 37-482J | NO | NO | YES | NO | NO | NO |
| 37-483D | NO | NO | YES | NO | NO | NO |
| 37-577BP | NO | NO | YES | NO | NO | NO |
| 37-7356 | NO | NO | YES | NO | NO | NO |

### 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 |
|---|---|---|---|---|---|---|---|---|---|---|
| 37-2713 | 37-2713 | 0.710 cfs | 147.0 af | N/A | 42.0 | N/A | N/A | N/A | N/A | N/A |
| 37-481D | 37-481D | 0.330 cfs | N/A | N/A | 42.0 | N/A | N/A | N/A | N/A | N/A |
| 37-482J | 37-482J | 0.330 cfs | N/A | N/A | 42.0 | N/A | N/A | N/A | N/A | N/A |
| 37-483D | 37-483D | 0.240 cfs | N/A | N/A | 42.0 | N/A | N/A | N/A | N/A | N/A |
| 37-577BP | 37-577BP | 0.450 cfs | N/A | N/A | 42.0 | N/A | N/A | N/A | N/A | N/A |
| 37-7356 | 37-7356 | 0.190 cfs | 74.1 af | N/A | 42.0 | N/A | N/A | N/A | N/A | N/A |
| **COMBINED TOTALS** | | **1.680 cfs** | **294.0 af** | **N/A** | **42.0** | | **N/A** | **N/A** | **N/A** | **N/A** |

SUPPORT DATA
IN FILE # 37-481D

Transfer No. 87622

SCANNED
MAY 05 2023

**STATE OF IDAHO**
# DEPARTMENT OF WATER RESOURCES

**TRANSFER OF WATER RIGHT**
**TRANSFER NO. 87622**

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 May, 2023.

Southern Region Manager



SCANNED
MAY 05 2023

# WATER RIGHT NO. 37-482J

## As Modified by Transfer No. 87622

In accordance with the approval of Transfer No. 87622, Water Right No. 37-482J is now described as follows:

**Right Holder:** ECCLES FLYING HAT RANCH LLC
79 S MAIN ST FL 2
SALT LAKE CTY, UT 84111-1929

**Priority Date:** 8/1/1884

**Source:** BIG WOOD RIVER **Tributary:** MALAD RIVER

| BENEFICIAL USE | From | | To | Diversion Rate |
|---|---|---|---|---|
| IRRIGATION | 04/15 | to | 10/31 | 0.330 cfs |
| | | | | 0.330 cfs |

**LOCATION OF POINT(S) OF DIVERSION**

| | | | | |
|---|---|---|---|---|
| BIG WOOD RIVER | SESWNE | Sec 16 | Twp 02N Rge 18E | BLAINE County |
| BIG WOOD RIVER | SENESE | Sec 22 | Twp 02N Rge 18E | BLAINE County |

**PLACE OF USE: IRRIGATION**

| | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 02N | 18E | 26 | | | 10.4 | 1.2 | | | | 6.1 | | | | | | 24.3 | | | 42.0 |

POU Total Acres: 42.0

**CONDITIONS OF APPROVAL**

1. Rights 37-481D and 37-482J when combined shall not exceed the irrigation of 42.0 acres.
2. Use of water under this right will 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.
3. Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when combined shall not exceed a total diversion rate of 1.68 cfs, a total annual maximum diversion volume of 294.0 af at the field headgate, and the irrigation of 42.0 acres.
4. 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).
5. This right when combined with all other rights shall provide no more than 3.5 afa per acre when applied by sprinkler system and 7.0 afa per acre when applied by surface application at the field headgate for irrigation of the lands above.



SCANNED
MAY 05 2023

## WATER RIGHT NO. 37-482J

## As Modified by Transfer No. 87622

**CONDITIONS OF APPROVAL**

6. Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when applied by sprinkler system shall not exceed a maximum diversion rate of 0.84 cfs and 147.0 af at the field headgate, and when applied by surface application shall not exceed a maximum diversion rate of 1.68 cfs and 294.0 af at the field headgate. Any portion of these rights in excess of the maximum applied rates of diversion and volumes at the field headgate shall be limited to use for conveyance losses and shall not be diverted from the river unless required for the delivery of the applied rate of water to the field headgate.

7. This right does not grant any right-of-way or easement across the land of another.

8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

10. 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.



SCANNED
MAY 05 2023

# WATER RIGHT NO. 37-483D

## As Modified by Transfer No. 87622

In accordance with the approval of Transfer No. 87622, Water Right No. 37-483D is now described as follows:

**Right Holder:** ECCLES FLYING HAT RANCH LLC
79 S MAIN ST FL 2
SALT LAKE CTY, UT 84111-1929

**Priority Date:** 8/1/1902

**Source:** BIG WOOD RIVER **Tributary:** MALAD RIVER

| BENEFICIAL USE | From | | To | Diversion Rate |
|---|---|---|---|---|
| IRRIGATION | 04/15 | to | 10/31 | 0.240 cfs |
| | | | | 0.240 cfs |

**LOCATION OF POINT(S) OF DIVERSION**

| | | | |
|---|---|---|---|
| BIG WOOD RIVER | SESWNE | Sec 16 Twp 02N Rge 18E | BLAINE County |
| BIG WOOD RIVER | SENESE | Sec 22 Twp 02N Rge 18E | BLAINE County |

**PLACE OF USE: IRRIGATION**

| | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 02N | 18E | 26 | | | 10.4 | 1.2 | | | | 6.1 | | | | | | 24.3 | | | 42.0 |

POU Total Acres: 42.0

**CONDITIONS OF APPROVAL**

1. Rights 37-483D and 37-577BP when combined shall not exceed the irrigation of 42.0 acres.
2. Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when combined shall not exceed a total diversion rate of 1.68 cfs, a total annual maximum diversion volume of 294.0 af at the field headgate, and the irrigation of 42.0 acres.
3. Use of water under this right will 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.
4. 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).
5. This right when combined with all other rights shall provide no more than 3.5 afa per acre when applied by sprinkler system and 7.0 afa per acre when applied by surface application at the field headgate for irrigation of the lands above.



SCANNED
MAY 05 2023

## WATER RIGHT NO. 37-483D

## As Modified by Transfer No. 87622

**CONDITIONS OF APPROVAL**

6. Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when applied by sprinkler system shall not exceed a maximum diversion rate of 0.84 cfs and 147.0 af at the field headgate, and when applied by surface application shall not exceed a maximum diversion rate of 1.68 cfs and 294.0 af at the field headgate. Any portion of these rights in excess of the maximum applied rates of diversion and volumes at the field headgate shall be limited to use for conveyance losses and shall not be diverted from the river unless required for the delivery of the applied rate of water to the field headgate.

7. This right does not grant any right-of-way or easement across the land of another.

8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

10. 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.



SCANNED
MAY 05 2023

# WATER RIGHT NO. 37-2713

## As Modified by Transfer No. 87622

In accordance with the approval of Transfer No. 87622, Water Right No. 37-2713 is now described as follows:

**Right Holder:** ECCLES FLYING HAT RANCH LLC
79 S MAIN ST FL 2
SALT LAKE CTY, UT 84111-1929

**Priority Date:** 8/18/1965

**Source:** GROUND WATER

| BENEFICIAL USE | From | To | Diversion Rate | Diversion Volume |
|---|---|---|---|---|
| IRRIGATION | 05/01 | to 09/01 | 0.710 cfs | 147.0 af |
| | | | 0.710 cfs | 147.0 af |

**LOCATION OF POINT(S) OF DIVERSION**

| | | |
|---|---|---|
| GROUND WATER | SWSE | Sec 15 Twp 02N Rge 18E BLAINE County |
| GROUND WATER | SWSE | Sec 23 Twp 02N Rge 18E BLAINE County |
| GROUND WATER | NESW | Sec 23 Twp 02N Rge 18E BLAINE County |
| GROUND WATER | NWSW | Sec 23 Twp 02N Rge 18E BLAINE County |

**PLACE OF USE: IRRIGATION**

| | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 02N | 18E | 26 | | | 10.4 | 1.2 | | | | 6.1 | | | | | | 24.3 | | | 42.0 |

POU Total Acres: 42.0

**CONDITIONS OF APPROVAL**

1. Rights 37-2713 and 37-7356 when combined shall not exceed a total annual maximum diversion volume of 147.0 af at the field headgate, and the irrigation of 42.0 acres.

2. Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when combined shall not exceed a total diversion rate of 1.68 cfs, a total annual maximum diversion volume of 294.0 af at the field headgate, and the irrigation of 42.0 acres.

3. 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.

4. 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).



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MAY 05 2023

## WATER RIGHT NO. 37-2713

## As Modified by Transfer No. 87622

**CONDITIONS OF APPROVAL**

5. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

6. Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when applied by sprinkler system shall not exceed a maximum diversion rate of 0.84 cfs and 147.0 af at the field headgate, and when applied by surface application shall not exceed a maximum diversion rate of 1.68 cfs and 294.0 af at the field headgate. Any portion of these rights in excess of the maximum applied rates of diversion and volumes at the field headgate shall be limited to use for conveyance losses and shall not be diverted from the river unless required for the delivery of the applied rate of water to the field headgate.

7. Rights 37-2713 and 37-7356 when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for sprinkler irrigation of the land described above. When water is applied through a sprinkler irrigation system, the portion of Rights 37-2713 and 37-7356 used for conveyance losses is 0.06 cfs.

8. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/15 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/1 and after 09/01 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 7/16/2002 (approval date of transfer 69809).

9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

11. 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.



SCANNED
MAY 05 2023

# WATER RIGHT NO. 37-7356

## As Modified by Transfer No. 87622

In accordance with the approval of Transfer No. 87622, Water Right No. 37-7356 is now described as follows:

**Right Holder:** ECCLES FLYING HAT RANCH LLC
79 S MAIN ST FL 2
SALT LAKE CTY, UT 84111-1929

**Priority Date:** 4/28/1974

**Source:** GROUND WATER

| BENEFICIAL USE | From | | To | Diversion Rate | Diversion Volume |
|---|---|---|---|---|---|
| IRRIGATION | 05/01 | to | 09/01 | 0.190 cfs | 74.1 af |
| | | | | 0.190 cfs | 74.1 af |

**LOCATION OF POINT(S) OF DIVERSION**

| | | |
|---|---|---|
| GROUND WATER | SWSE | Sec 15 Twp 02N Rge 18E BLAINE County |
| GROUND WATER | SWSE | Sec 23 Twp 02N Rge 18E BLAINE County |
| GROUND WATER | NESW | Sec 23 Twp 02N Rge 18E BLAINE County |
| GROUND WATER | NWSW | Sec 23 Twp 02N Rge 18E BLAINE County |

**PLACE OF USE: IRRIGATION**

| | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 02N | 18E | 26 | | | 10.4 | 1.2 | | | | 6.1 | | | | | | 24.3 | | | 42.0 |

POU Total Acres: 42.0

**CONDITIONS OF APPROVAL**

1. Rights 37-2713 and 37-7356 when combined shall not exceed a total annual maximum diversion volume of 147.0 af at the field headgate, and the irrigation of 42.0 acres.

2. Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when combined shall not exceed a total diversion rate of 1.68 cfs, a total annual maximum diversion volume of 294.0 af at the field headgate, and the irrigation of 42.0 acres.

3. 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.

4. 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).



SCANNED
MAY 05 2023

## WATER RIGHT NO. 37-7356

## As Modified by Transfer No. 87622

**CONDITIONS OF APPROVAL**

5. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

6. Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when applied by sprinkler system shall not exceed a maximum diversion rate of 0.84 cfs and 147.0 af at the field headgate, and when applied by surface application shall not exceed a maximum diversion rate of 1.68 cfs and 294.0 af at the field headgate. Any portion of these rights in excess of the maximum applied rates of diversion and volumes at the field headgate shall be limited to use for conveyance losses and shall not be diverted from the river unless required for the delivery of the applied rate of water to the field headgate.

7. Rights 37-2713 and 37-7356 when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for sprinkler irrigation of the land described above. When water is applied through a sprinkler irrigation system, the portion of Rights 37-2713 and 37-7356 used for conveyance losses is 0.06 cfs.

8. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/15 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/1 and after 09/01 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 7/16/2002 (approval date of transfer 69809).

9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

11. 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.



SCANNED
MAY 05 2023

# WATER RIGHT NO. 37-481D

## As Modified by Transfer No. 87622

In accordance with the approval of Transfer No. 87622, Water Right No. 37-481D is now described as follows:

**Right Holder:** ECCLES FLYING HAT RANCH LLC
79 S MAIN ST FL 2
SALT LAKE CTY, UT 84111-1929

**Priority Date:** 8/1/1882

**Source:** BIG WOOD RIVER **Tributary:** MALAD RIVER

| BENEFICIAL USE | From | | To | Diversion Rate |
|---|---|---|---|---|
| IRRIGATION | 04/15 | to | 10/31 | 0.330 cfs |
| | | | | 0.330 cfs |

**LOCATION OF POINT(S) OF DIVERSION**

| | | |
|---|---|---|
| BIG WOOD RIVER | SESWNE | Sec 16 Twp 02N Rge 18E BLAINE County |
| BIG WOOD RIVER | SENESE | Sec 22 Twp 02N Rge 18E BLAINE County |

**PLACE OF USE: IRRIGATION**

| | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 02N | 18E | 26 | | | 10.4 | 1.2 | | | | 6.1 | | | | | | 24.3 | | | 42.0 |

POU Total Acres: 42.0

**CONDITIONS OF APPROVAL**

1. Rights 37-481D and 37-482J when combined shall not exceed the irrigation of 42.0 acres.

2. Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when combined shall not exceed a total diversion rate of 1.68 cfs, a total annual maximum diversion volume of 294.0 af at the field headgate, and the irrigation of 42.0 acres.

3. Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when applied by sprinkler system shall not exceed a maximum diversion rate of 0.84 cfs and 147.0 af at the field headgate, and when applied by surface application shall not exceed a maximum diversion rate of 1.68 cfs and 294.0 af at the field headgate. Any portion of these rights in excess of the maximum applied rates of diversion and volumes at the field headgate shall be limited to use for conveyance losses and shall not be diverted from the river unless required for the delivery of the applied rate of water to the field headgate.

4. This right when combined with all other rights shall provide no more than 3.5 afa per acre when applied by sprinkler system and 7.0 afa per acre when applied by surface application at the field headgate for irrigation of the lands above.



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MAY 05 2023

## WATER RIGHT NO. 37-481D

## As Modified by Transfer No. 87622

**CONDITIONS OF APPROVAL**

5. Use of water under this right will 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.

6. 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).

7. This right does not grant any right-of-way or easement across the land of another.

8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

10. 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.



SCANNED
MAY 05 2023

# WATER RIGHT NO. 37-577BP

## As Modified by Transfer No. 87622

In accordance with the approval of Transfer No. 87622, Water Right No. 37-577BP is now described as follows:

**Right Holder:** ECCLES FLYING HAT RANCH LLC
79 S MAIN ST FL 2
SALT LAKE CTY, UT 84111-1929

**Priority Date:** 3/24/1883

**Source:** BIG WOOD RIVER **Tributary:** MALAD RIVER

| BENEFICIAL USE | From | | To | Diversion Rate |
|---|---|---|---|---|
| IRRIGATION | 04/15 | to | 10/31 | 0.450 cfs |
| | | | | 0.450 cfs |

**LOCATION OF POINT(S) OF DIVERSION**

| | | | | | |
|---|---|---|---|---|---|
| BIG WOOD RIVER | SESWNE | Sec 16 | Twp 02N | Rge 18E | BLAINE County |
| BIG WOOD RIVER | SENESE | Sec 22 | Twp 02N | Rge 18E | BLAINE County |
| BIG WOOD RIVER | SWNW | Sec 20 | Twp 03N | Rge 18E | BLAINE County |

**PLACE OF USE: IRRIGATION**

| | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 02N | 18E | 26 | | | 10.4 | 1.2 | | | | 6.1 | | | | | | 24.3 | | | 42.0 |

POU Total Acres: 42.0

**CONDITIONS OF APPROVAL**

1. Rights 37-483D and 37-577BP when combined shall not exceed the irrigation of 42.0 acres.
2. Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when combined shall not exceed a total diversion rate of 1.68 cfs, a total annual maximum diversion volume of 294.0 af at the field headgate, and the irrigation of 42.0 acres.
3. Use of water under this right will 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.
4. 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).
5. This right when combined with all other rights shall provide no more than 3.5 afa per acre when applied by sprinkler system and 7.0 afa per acre when applied by surface application at the field headgate for irrigation of the lands above.

Transfer No. 87622

SCANNED
MAY 05 2023

## WATER RIGHT NO. 37-577BP

## As Modified by Transfer No. 87622

**CONDITIONS OF APPROVAL**

6. Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when applied by sprinkler system shall not exceed a maximum diversion rate of 0.84 cfs and 147.0 af at the field headgate, and when applied by surface application shall not exceed a maximum diversion rate of 1.68 cfs and 294.0 af at the field headgate. Any portion of these rights in excess of the maximum applied rates of diversion and volumes at the field headgate shall be limited to use for conveyance losses and shall not be diverted from the river unless required for the delivery of the applied rate of water to the field headgate.

7. This right does not grant any right-of-way or easement across the land of another.

8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

10. 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.



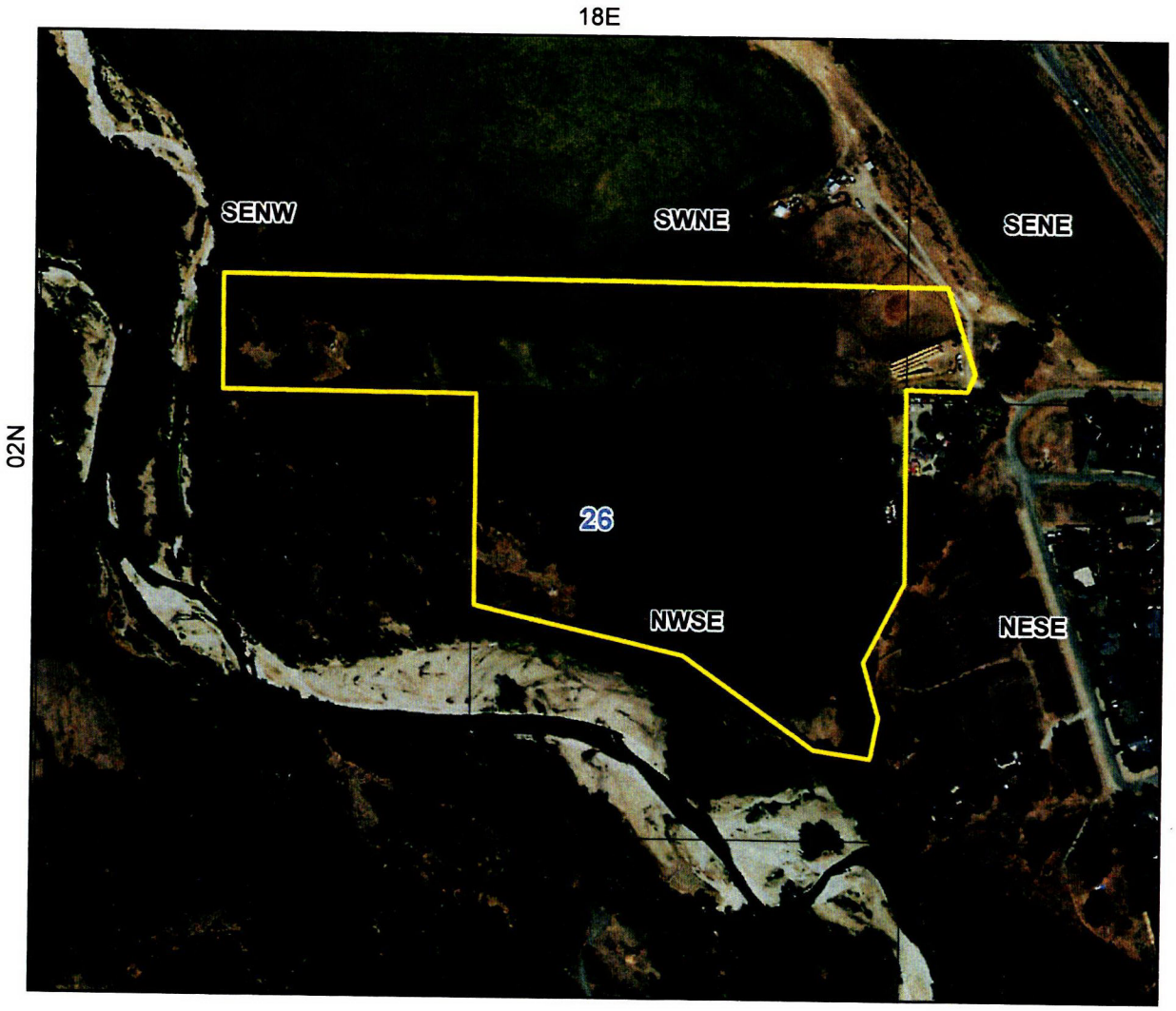
SCANNED
MAY 05 2023

State of Idaho
Department of Water Resources

# Attachment to Transfer # 87622

37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356

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.




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MAY 05 2023

Rev. 07/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 87622

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DEPT OF WATER RESOURCES
SOUTHERN REGION

# MINIMUM REQUIREMENTS CHECKLIST
## TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at idwr.idaho.gov.

Name of Applicant(s) ECCLES FLYING HAT RANCH LLC

**Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.**

| Yes | N/A | | |
|---|---|---|---|
| | | * | Means the item is always required and must be included with the application. |
| ☑ | | * | Completed Application for Transfer of Water Right form, Part 1. |
| ☐ | | * | Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative. |
| ☑ | | * | Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded. |
| ☑ | ☐ | | Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application. |
| ☑ | | * | Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s). |
| ☑ | | * | Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.) |

**Attachments to Application -** Label each attachment with the corresponding number shown below as Attachment #1-10.

| | | | |
|---|---|---|---|
| ☑ | ☐ | #1 | If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.) |
| ☑ | ☐ | #2a | Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. ** |
| ☐ | ☑ | #2b | If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).** ** Additional fee(s) required for water right ownership changes; see fee schedule. |
| ☑ | ☐ | #3 | Documentation of authority to make the change if the applicant is not the water right owner. |
| ☐ | ☑ | #4 | Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.) |
| ☐ | ☑ | #5 | If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at idwr.idaho.gov/water-rights/transfers/resources.html. |
| ☐ | ☑ | #6 | Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.) |
| ☑ | | #7a | Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.) |
| ☑ | ☐ | #7b | If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements. |
| ☐ | ☑ | #8a | If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule. |
| ☑ | ☐ | #8b | If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.) |
| ☐ | ☑ | #9 | Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB) |
| ☐ | ☑ | #10 | Other. Please describe: _____ |



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MAY 05 2023

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MAR 0 3 2023
DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 1

Name of Applicant(s) ECCLES FLYING HAT RANCH LLC Phone 8012465329

Mailing address PO Box 3028 SALT LAKE CTY, UT 84110 Email

☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.

☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.

☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.

☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative Greg Sullivan Phone 208-736-8543

Mailing address 2016 North Washington St Ste 4 Twin Falls, Idaho 83301 Email greg.sullivan@brockwayeng.com

☐ Send all correspondence for this application to the representative and not to the applicant.
**OR**
☑ Send original correspondence to the applicant and copies to the representative.

☑ The representative may submit information for the applicant but is not authorized to sign for the applicant.
**OR**
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

**I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). 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 rejection of the application or cancellation of an approval.**

| Signature of Applicant or Authorized Representative | Print Name and Title if applicable | Date |
|---|---|---|
| | MARC E REINEMANN | 8-17-22 |
| | | |

## 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. Is this a transfer for changes pursuant to Idaho Code § 42-221.O.8?
   If yes, ☐ attach an explanation and any supporting documentation labeled as **Part1A.2**.

3. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.3**.
   This transfer will move a 42.0 acre portion of 37-2713, 37-7356, 37-481D, 37-482J, 37-577BP, 37-483D to a new irrigation POU.



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APR 24 2023
DEPT OF WATER RESOURCES
SOUTHERN REGION

Rev. 07/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 1 Continued

**B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.**

| 1. All or Part | Right Number | Amount (cfs/ac-ft) | Nature of Use | Period of Use | Source & Tributary |
|---|---|---|---|---|---|
| ☑ ☐ | 37-2713 | 0.71/147.0 | Irrigation | 5/01 to 9/01 | Ground Water |
| ☑ ☐ | 37-7356 | 0.19/74.1 | Irrigation | 5/01 to 9/01 | Ground Water |
| ☑ ☐ | 37-481D | 0.33/ | Irrigation | 4/15 to 10/31 | Big Wood River |
| ☑ ☐ | 37-482J | 0.33/ | Irrigation | 4/15 to 10/31 | Big Wood River |
| ☑ ☐ | 37-577BP | 0.45/ | Irrigation | 4/15 to 10/31 | Big Wood River |
| ☑ ☐ | 37-483D | 0.24/ | Irrigation | 4/15 to 10/31 | Big Wood River |
| ☐ ☐ | | | | to | |
| ☐ ☐ | | | | to | |
| ☐ ☐ | | | | to | |

Total authorized under rights 1.68 cfs and/or 294.0 acre-feet.

2. Total amount of water proposed to be transferred or changed 1.68 cubic feet per second and/or 294.0 acre-feet per year.

3. Point(s) of Diversion:

☑ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5.**

| New ? | Lot | ¼ | ¼ | ¼ | Sec | Twp | Rge | County | Source | Local name or tag # |
|---|---|---|---|---|---|---|---|---|---|---|
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4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

| Twp | Rge | Sec | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Acre Totals |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 02N | 18E | 26 | | | 10.4 | 1.2 | | | | 6.1 | | | | | | 24.3 | | | 42.0 |
| | | | | | | | | | | | | | | | | | | | |
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| **Total Acres** (for irrigation use) | | | | | | | | | | | | | | | | | | | 42.0 |



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Amended - see Greg Sullivan 4-24-23 email.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 1 Continued

**B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.**

| 1. All | Part | Right Number | Amount (cfs/ac-ft) | Nature of Use | Period of Use | | Source & Tributary |
|---|---|---|---|---|---|---|---|
| ☑ | ☐ | 37-2713 | 0.71/147.0 | Irrigation | 5/01 | to 9/01 | Ground Water |
| ☑ | ☐ | 37-7356 | 0.19/74.1 | Irrigation | 5/01 | to 9/01 | Ground Water |
| ☑ | ☐ | 37-481D | 0.33/ | Irrigation | 4/15 | to 10/31 | Big Wood River |
| ☑ | ☐ | 37-482J | 0.33/ | Irrigation | 4/15 | to 10/31 | Big Wood River |
| ☑ | ☐ | 37-577BP | 0.45/ | Irrigation | 4/15 | to 10/31 | Big Wood River |
| ☑ | ☐ | 37-483D | 0.24/ | Irrigation | 4/15 | to 10/31 | Big Wood River |
| ☐ | ☐ | | | | | to | |
| ☐ | ☐ | | | | | to | |
| ☐ | ☐ | | | | | to | |

Total authorized under rights 1.35 cfs and/or 294.0 acre-feet.

SUPERSEDED

2. Total amount of water proposed to be transferred or changed 1.35 cubic feet per second and/or 294.0 acre-feet per year.

3. Point(s) of Diversion:

☑ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

| New ? | Lot | ¼ | ¼ | ¼ | Sec | Twp | Rge | County | Source | Local name or tag # |
|---|---|---|---|---|---|---|---|---|---|---|
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4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

| Twp | Rge | Sec | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Acre Totals |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 02N | 18E | 26 | | | 10.4 | 1.2 | | | | 6.1 | | | | | | 24.3 | | | 42.0 |
| | | | | | | | | | | | | | | | | | | | |
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| **Total Acres** (for irrigation use) | | | | | | | | | | | | | | | | | | | 42.0 |



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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 1 Continued

5. General Information:

a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:
Existing PODs, mainlines and delivery system.

b. Who owns the property at the point(s) of diversion? The applicant
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
**If yes**, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?
**If yes**, ☐ complete Attachment WSB.

e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
There will be no change on the land that is currently irrigated due to this transfer.

f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
37-885B is under lease contract until 2024 and will be leased again in 2025 or transferred to a new POU.

g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

**Yes No**

☐ ☑ undergone a period of five or more consecutive years of non-use,
☐ ☑ currently leased to the Water Supply Bank,
☐ ☑ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☑ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

**If yes**, describe:



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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 2

### A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ idwr.idaho.gov, Water Right Transfers, Step 1.
Insert Part 2A reports into the application following Part 1.

### B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

☑ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ idwr.idaho.gov, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Right Number: 37-2713

1. amount 0.71/147.0 (cfs/ac-ft) for Irrigation purposes from 5/01 to 9/01
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   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. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

| Twp | Rge | Sec | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Acre Totals |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 02N | 18E | 22 | | | | 6.2 | | | | | | | | | 5.7 | | | | 11.9 |
| 02N | 18E | 23 | | | | | | | 0.4 | | 4.2 | 15.3 | | | | | | | 19.9 |
| 02N | 18E | 26 | | | 7.6 | | | | | 2.6 | | | | | | | | | 10.2 |
| | | | | | | | | | | | | | | | | | | | |
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**Total Acres (for irrigation use)** 42.0



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# IDAHO DEPARTMENT OF WATER RESOURCES
# APPLICATION FOR TRANSFER OF WATER RIGHT
# PART 2A

**Current Water Right No.: 37-2713**

Current Owner: ECCLES FLYING HAT RANCH LLC

Priority Date: 8/18/1965

Origin: Water Right

Status: Active

Basis: Decreed

| Source | Tributary |
|---|---|
| GROUND WATER | |

| Beneficial Use | From To | Diversion Rate | Annual Volume |
|---|---|---|---|
| IRRIGATION | 05/01 to 09/01 | 0.71 CFS | 147 AF |
| | Total Diversion | 0.71 CFS | 147 AF |

**Location of Point(s) of Diversion**

| | | | | |
|---|---|---|---|---|
| GROUND WATER<br>BLAINE County | SW1/4SE1/4 | Sec. 23, | Twp 02N, | Rge 18E B.M. |
| GROUND WATER<br>BLAINE County | NE1/4SW1/4 | Sec. 23, | Twp 02N, | Rge 18E B.M. |
| GROUND WATER<br>BLAINE County | SW1/4SE1/4 | Sec. 15, | Twp 02N, | Rge 18E B.M. |
| GROUND WATER<br>BLAINE County | NW1/4SW1/4 | Sec. 23, | Twp 02N, | Rge 18E B.M. |

**Place of Use**

IRRIGATION Within BLAINE County

| | | | | | |
|---|---|---|---|---|---|
| T02N R18E S15 | SESW | 0.30 | T02N R18E S15 | SWSE | 4.50 |
| T02N R18E S22 | NENE | 9.00 | T02N R18E S22 | NWNE | 31.00 |
| T02N R18E S22 | SWNE | 2.80 | T02N R18E S22 | SENE | 36.00 |
| T02N R18E S22 | NENW | 0.60 | T02N R18E S22 | NESE | 32.00 |
| T02N R18E S23 | SWNW | 21.00 | T02N R18E S23 | NESW | 14.00 |
| T02N R18E S23 | NWSW | 40.00 | T02N R18E S23 | SWSW | 40.00 |
| T02N R18E S23 | SESW | 38.00 | T02N R18E S23 | SWSE | 11.00 |
| T02N R18E S23 | SESE | 8.00 | T02N R18E S25 | NWNW | 26.00 |
| T02N R18E S25 | SWNW | 40.00 | T02N R18E S25 | SENW | 5.90 |
| T02N R18E S25 | NESW | 26.00 | T02N R18E S25 | NWSW | 25.00 |
| T02N R18E S25 | SWSW | 3.40 | T02N R18E S25 | SESW | 15.00 |
| T02N R18E S26 | NENE | 38.00 | T02N R18E S26 | NWNE | 35.00 |
| T02N R18E S26 | SWNE | 40.00 | T02N R18E S26 | SENE | 32.00 |
| T02N R18E S26 | NENW | 40.00 | T02N R18E S26 | NWNW | 29.00 |
| T02N R18E S26 | SENW | 32.00 | | | |

Total Acres: 675.5

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**Conditions of Approval:**

| | | |
|---|---|---|
| 1. | 206 | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 are limited to the irrigation of a specific 42.0 acres within the 675.5 acre place of use in a single irrigation season. The specific 42.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and 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 42.0 acres to be irrigated within the 675.5 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. |
| 2. | X27 | This right is limited to the irrigation of 42.0 acres within the place of use described above in a single irrigation season. |
| 3. | X35 | Rights 37-2713 and 37-7356 when combined shall not exceed a total annual maximum diversion volume of 147.0 af at the field headgate, and the irrigation of 42.0 acres. |
| 4. | X61 | The period of use for the irrigation described in this approval may be extended to a beginning date of 4/15 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/1 and after 09/01 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 7/16/2002 (approval date of transfer 69809). |
| 5. | T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval. |
| 6. | T19 | Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree. |
| 7. | 065 | The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder. |
| 8. | T08 | Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer. |
| 9. | X35 | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when combined shall not exceed a total diversion rate of 1.35 cfs, a total annual maximum diversion volume of 294.0 af at the field headgate, and the irrigation of 42.0 acres. |
| 10. | | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when applied by sprinkler system shall not exceed a maximum diversion rate of 0.84 cfs and 147.0 af at the field headgate, and when applied by surface application shall not exceed a maximum diversion rate of 1.68 cfs and 294.0 af at the field headgate. Any portion of these rights in excess of the maximum applied rates of diversion and volumes at the field headgate shall be limited to use for conveyance losses and shall not be diverted from the river unless required for the delivery of the applied rate of water to the field headgate. |
| 11. | 104 | If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required. |
| 12. | | Rights 37-2713 and 37-7356 when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for sprinkler irrigation of the land described above. When water is applied through a sprinkler irrigation system, the portion of Rights 37-2713 and 37-7356 used for conveyance losses is 0.06 cfs. |

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|---|---|---|
| 13. | 01M | After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department. |
| 14. | R59 | This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above. |

Decreed Date: 9/24/2010

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STATE OF IDAHO

DEPARTMENTOF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 2B

**IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES**

☑ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 37-7356

1. amount 0.19/74.5 (cfs/ac-ft) for Irrigation purposes from 4/15 to 10/31
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

| Twp | Rge | Sec | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Acre Totals |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 02N | 18E | 22 | | | | 6.2 | | | | | | | | | 5.7 | | | | 11.9 |
| 02N | 18E | 23 | | | | | | | 0.4 | | 4.2 | 15.3 | | | | | | | 19.9 |
| 02N | 18E | 26 | | | 7.6 | | | | | 2.6 | | | | | | | | | 10.2 |
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Total Acres (for irrigation use) 42.0

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MAY 05 2023

Page _____ of _____

# IDAHO DEPARTMENT OF WATER RESOURCES
# APPLICATION FOR TRANSFER OF WATER RIGHT
# PART 2A

**Current Water Right No.: 37-7356**

Current Owner: ECCLES FLYING HAT RANCH LLC

Priority Date: 4/28/1974

Origin: Water Right

Status: Active

Basis: Decreed

**Source** **Tributary**

GROUND WATER

| Beneficial Use | From To | Diversion Rate | Annual Volume |
|---|---|---|---|
| IRRIGATION | 05/01 to 09/01 | 0.19 CFS | 74.1 AF |
| | Total Diversion | 0.19 CFS | 74.1 AF |

**Location of Point(s) of Diversion**

| | | | | | |
|---|---|---|---|---|---|
| GROUND WATER | | SW1/4SE1/4 | Sec. 15, | Twp 02N, | Rge 18E B.M. |
| BLAINE County | | | | | |
| GROUND WATER | | NE1/4SW1/4 | Sec. 23, | Twp 02N, | Rge 18E B.M. |
| BLAINE County | | | | | |
| GROUND WATER | | NW1/4SW1/4 | Sec. 23, | Twp 02N, | Rge 18E B.M. |
| BLAINE County | | | | | |
| GROUND WATER | | SW1/4SE1/4 | Sec. 23, | Twp 02N, | Rge 18E B.M. |
| BLAINE County | | | | | |

**Place of Use**

IRRIGATION Within BLAINE County

| | | | | | |
|---|---|---|---|---|---|
| T02N R18E S15 | SESW | 0.30 | T02N R18E S15 | SWSE | 4.50 |
| T02N R18E S22 | NENE | 9.00 | T02N R18E S22 | NWNE | 31.00 |
| T02N R18E S22 | SWNE | 2.80 | T02N R18E S22 | SENE | 36.00 |
| T02N R18E S22 | NENW | 0.60 | T02N R18E S22 | NESE | 32.00 |
| T02N R18E S23 | SWNW | 21.00 | T02N R18E S23 | NESW | 14.00 |
| T02N R18E S23 | NWSW | 40.00 | T02N R18E S23 | SWSW | 40.00 |
| T02N R18E S23 | SESW | 38.00 | T02N R18E S23 | SWSE | 11.00 |
| T02N R18E S23 | SESE | 8.00 | T02N R18E S25 | NWNW | 26.00 |
| T02N R18E S25 | SWNW | 40.00 | T02N R18E S25 | SENW | 5.90 |
| T02N R18E S25 | NESW | 26.00 | T02N R18E S25 | NWSW | 25.00 |
| T02N R18E S25 | SWSW | 3.40 | T02N R18E S25 | SESW | 15.00 |
| T02N R18E S26 | NENE | 38.00 | T02N R18E S26 | NWNE | 35.00 |
| T02N R18E S26 | SWNE | 40.00 | T02N R18E S26 | SENE | 32.00 |
| T02N R18E S26 | NENW | 40.00 | T02N R18E S26 | NWNW | 29.00 |
| T02N R18E S26 | SENW | 32.00 | | | |

Total Acres: 675.5

SCANNED
MAY 05 2023

**Conditions of Approval:**

| | | |
|---|---|---|
| 1. | T19 | Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree. |
| 2. | X35 | Rights 37-2713 and 37-7356 when combined shall not exceed a total annual maximum diversion volume of 147.0 af at the field headgate, and the irrigation of 42.0 acres. |
| 3. | T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval. |
| 4. | 01M | After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department. |
| 5. | R59 | This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above. |
| 6. | | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when applied by sprinkler system shall not exceed a maximum diversion rate of 0.84 cfs and 147.0 af at the field headgate, and when applied by surface application shall not exceed a maximum diversion rate of 1.68 cfs and 294.0 af at the field headgate. Any portion of these rights in excess of the maximum applied rates of diversion and volumes at the field headgate shall be limited to use for conveyance losses and shall not be diverted from the river unless required for the delivery of the applied rate of water to the field headgate. |
| 7. | X27 | This right is limited to the irrigation of 42.0 acres within the place of use described above in a single irrigation season. |
| 8. | 104 | If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required. |
| 9. | | Rights 37-2713 and 37-7356 when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for sprinkler irrigation of the land described above. When water is applied through a sprinkler irrigation system, the portion of Rights 37-2713 and 37-7356 used for conveyance losses is 0.06 cfs. |
| 10. | 065 | The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder. |
| 11. | X35 | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when combined shall not exceed a total diversion rate of 1.35 cfs, a total annual maximum diversion volume of 294.0 af at the field headgate, and the irrigation of 42.0 acres. |
| 12. | X61 | The period of use for the irrigation described in this approval may be extended to a beginning date of 4/15 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/1 and after 09/01 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 7/16/2002 (approval date of transfer 69809). |
| 13. | T08 | Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer. |

SCANNED
MAY 05 2023

| | | |
|---|---|---|
| 14. | 206 | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 are limited to the irrigation of a specific 42.0 acres within the 675.5 acre place of use in a single irrigation season. The specific 42.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and 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 42.0 acres to be irrigated within the 675.5 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. |

Decreed Date: 9/24/2010

SCANNED
MAY 05 2023

STATE OF IDAHO

DEPARTMENTOF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 2B

**IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES**

☑ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 37-481D

1. amount 0.33/ (cfs/ac-ft) for Irrigation purposes from 4/15 to 10/31
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

| Twp | Rge | Sec | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Acre Totals |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 02N | 18E | 22 | | | | 6.2 | | | | | | | | | 5.7 | | | | 11.9 |
| 02N | 18E | 23 | | | | | | | 0.4 | | 4.2 | 15.3 | | | | | | | 19.9 |
| 02N | 18E | 26 | | | 7.6 | | | | | 2.6 | | | | | | | | | 10.2 |
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Total Acres (for irrigation use) 42.0

SCANNED
MAY 05 2023

Page _____ of _____

# IDAHO DEPARTMENT OF WATER RESOURCES
# APPLICATION FOR TRANSFER OF WATER RIGHT
# PART 2A

**Current Water Right No.: 37-481D**

Current Owner: ECCLES FLYING HAT RANCH LLC

Priority Date: 8/1/1882

Origin: Water Right

Status: Active

Basis: Decreed

| **Source** | **Tributary** |
|---|---|
| BIG WOOD RIVER | MALAD RIVER |

| **Beneficial Use** | **From To** | **Diversion Rate** | **Annual Volume** |
|---|---|---|---|
| IRRIGATION | 04/15 to 10/31 | 0.33 CFS | |
| | Total Diversion | 0.33 CFS | |

**Location of Point(s) of Diversion**

| | | | | |
|---|---|---|---|---|
| BIG WOOD RIVER<br>BLAINE County | SE1/4SW1/4NE1/4 | Sec. 16, | Twp 02N, | Rge 18E B.M. |
| BIG WOOD RIVER<br>BLAINE County | SE1/4NE1/4SE1/4 | Sec. 22, | Twp 02N, | Rge 18E B.M. |

**Place of Use**

IRRIGATION Within BLAINE County

| | | | | | |
|---|---|---|---|---|---|
| T02N R18E S15 | SESW | 0.30 | T02N R18E S15 | SWSE | 4.50 |
| T02N R18E S22 | NENE | 9.00 | T02N R18E S22 | NWNE | 31.00 |
| T02N R18E S22 | SWNE | 2.80 | T02N R18E S22 | SENE | 36.00 |
| T02N R18E S22 | NENW | 0.60 | T02N R18E S22 | NESE | 32.00 |
| T02N R18E S23 | SWNW | 21.00 | T02N R18E S23 | NESW | 14.00 |
| T02N R18E S23 | NWSW | 40.00 | T02N R18E S23 | SWSW | 40.00 |
| T02N R18E S23 | SESW | 38.00 | T02N R18E S23 | SWSE | 11.00 |
| T02N R18E S23 | SESE | 8.00 | T02N R18E S25 | NWNW | 26.00 |
| T02N R18E S25 | SWNW | 40.00 | T02N R18E S25 | SENW | 5.90 |
| T02N R18E S25 | NESW | 26.00 | T02N R18E S25 | NWSW | 25.00 |
| T02N R18E S25 | SWSW | 3.40 | T02N R18E S25 | SESW | 15.00 |
| T02N R18E S26 | NENE | 38.00 | T02N R18E S26 | NWNE | 35.00 |
| T02N R18E S26 | SWNE | 40.00 | T02N R18E S26 | SENE | 32.00 |
| T02N R18E S26 | NENW | 40.00 | T02N R18E S26 | NWNW | 29.00 |
| T02N R18E S26 | SENW | 32.00 | | | |

Total Acres: 675.5

SCANNED
MAY 05 2023

**Conditions of Approval:**

| | | |
|---|---|---|
| 1. | R59 | This right when combined with all other rights shall provide no more than 3.5 afa per acre when applied by sprinkler system and 7.0 afa per acre when applied by surface application at the field headgate for irrigation of the lands above. |
| 2. | | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when applied by sprinkler system shall not exceed a maximum diversion rate of 0.84 cfs and 147.0 af at the field headgate, and when applied by surface application shall not exceed a maximum diversion rate of 1.68 cfs and 294.0 af at the field headgate. Any portion of these rights in excess of the maximum applied rates of diversion and volumes at the field headgate shall be limited to use for conveyance losses and shall not be diverted from the river unless required for the delivery of the applied rate of water to the field headgate. |
| 3. | X35 | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when combined shall not exceed a total diversion rate of 1.35 cfs, a total annual maximum diversion volume of 294.0 af at the field headgate, and the irrigation of 42.0 acres. |
| 4. | T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval. |
| 5. | 206 | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 are limited to the irrigation of a specific 42.0 acres within the 675.5 acre place of use in a single irrigation season. The specific 42.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and 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 42.0 acres to be irrigated within the 675.5 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. |
| 6. | R05 | Use of water under this right will 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. |
| 7. | X35 | Rights 37-481D and 37-482J when combined shall not exceed the irrigation of 42.0 acres. |
| 8. | 004 | This right does not grant any right-of-way or easement across the land of another. |
| 9. | R43 | 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). |
| 10. | T19 | Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree. |
| 11. | T08 | Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer. |

Decreed Date: 9/24/2010

SCANNED
MAY 05 2023

STATE OF IDAHO

DEPARTMENTOF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 2B

**IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES**

☑ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 37-482J

1. amount 0.33/ (cfs/ac-ft) for Irrigation purposes from 4/15 to 10/31
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

| Twp | Rge | Sec | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Acre Totals |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 02N | 18E | 22 | | | | 6.2 | | | | | | | | | 5.7 | | | | 11.9 |
| 02N | 18E | 23 | | | | | | | 0.4 | | 4.2 | 15.3 | | | | | | | 19.9 |
| 02N | 18E | 26 | | | 7.6 | | | | | 2.6 | | | | | | | | | 10.2 |
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Total Acres (for irrigation use) 42.0

SCANNED
MAY 05 2023

Page _____ of _____

# IDAHO DEPARTMENT OF WATER RESOURCES
# APPLICATION FOR TRANSFER OF WATER RIGHT
# PART 2A

**Current Water Right No.: 37-482J**

Current Owner: ECCLES FLYING HAT RANCH LLC

Priority Date: 8/1/1884

Origin: Water Right

Status: Active

Basis: Decreed

| Source | Tributary |
|---|---|
| BIG WOOD RIVER | MALAD RIVER |

| Beneficial Use | From To | Diversion Rate | Annual Volume |
|---|---|---|---|
| IRRIGATION | 04/15 to 10/31 | 0.33 CFS | |
| | Total Diversion | 0.33 CFS | |

**Location of Point(s) of Diversion**

| | | | | |
|---|---|---|---|---|
| BIG WOOD RIVER<br>BLAINE County | SE1/4SW1/4NE1/4 | Sec. 16, | Twp 02N, | Rge 18E B.M. |
| BIG WOOD RIVER<br>BLAINE County | SE1/4NE1/4SE1/4 | Sec. 22, | Twp 02N, | Rge 18E B.M. |

**Place of Use**

IRRIGATION Within BLAINE County

| | | | | | |
|---|---|---|---|---|---|
| T02N R18E S15 | SESW | 0.30 | T02N R18E S15 | SWSE | 4.50 |
| T02N R18E S22 | NENE | 9.00 | T02N R18E S22 | NWNE | 31.00 |
| T02N R18E S22 | SWNE | 2.80 | T02N R18E S22 | SENE | 36.00 |
| T02N R18E S22 | NENW | 0.60 | T02N R18E S22 | NESE | 32.00 |
| T02N R18E S23 | SWNW | 21.00 | T02N R18E S23 | NESW | 14.00 |
| T02N R18E S23 | NWSW | 40.00 | T02N R18E S23 | SWSW | 40.00 |
| T02N R18E S23 | SESW | 38.00 | T02N R18E S23 | SWSE | 11.00 |
| T02N R18E S23 | SESE | 8.00 | T02N R18E S25 | NWNW | 26.00 |
| T02N R18E S25 | SWNW | 40.00 | T02N R18E S25 | SENW | 5.90 |
| T02N R18E S25 | NESW | 26.00 | T02N R18E S25 | NWSW | 25.00 |
| T02N R18E S25 | SWSW | 3.40 | T02N R18E S25 | SESW | 15.00 |
| T02N R18E S26 | NENE | 38.00 | T02N R18E S26 | NWNE | 35.00 |
| T02N R18E S26 | SWNE | 40.00 | T02N R18E S26 | SENE | 32.00 |
| T02N R18E S26 | NENW | 40.00 | T02N R18E S26 | NWNW | 29.00 |
| T02N R18E S26 | SENW | 32.00 | | | |

Total Acres: 675.5

SCANNED
MAY 05 2023

Page _____ of _____

**Conditions of Approval:**

| | | |
|---|---|---|
| 1. | 004 | This right does not grant any right-of-way or easement across the land of another. |
| 2. | T08 | Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer. |
| 3. | T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval. |
| 4. | R43 | 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). |
| 5. | 206 | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 are limited to the irrigation of a specific 42.0 acres within the 675.5 acre place of use in a single irrigation season. The specific 42.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and 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 42.0 acres to be irrigated within the 675.5 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. |
| 6. | T19 | Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree. |
| 7. | | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when applied by sprinkler system shall not exceed a maximum diversion rate of 0.84 cfs and 147.0 af at the field headgate, and when applied by surface application shall not exceed a maximum diversion rate of 1.68 cfs and 294.0 af at the field headgate. Any portion of these rights in excess of the maximum applied rates of diversion and volumes at the field headgate shall be limited to use for conveyance losses and shall not be diverted from the river unless required for the delivery of the applied rate of water to the field headgate. |
| 8. | X35 | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when combined shall not exceed a total diversion rate of 1.35 cfs, a total annual maximum diversion volume of 294.0 af at the field headgate, and the irrigation of 42.0 acres. |
| 9. | X35 | Rights 37-481D and 37-482J when combined shall not exceed the irrigation of 42.0 acres. |
| 10. | R05 | Use of water under this right will 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. |
| 11. | R59 | This right when combined with all other rights shall provide no more than 3.5 afa per acre when applied by sprinkler system and 7.0 afa per acre when applied by surface application at the field headgate for irrigation of the lands above. |

Decreed Date: 9/24/2010

SCANNED
MAY 05 2023

STATE OF IDAHO

DEPARTMENTOF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 2B

**IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES**

☑ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 37-577BP

1. amount 0.45/ (cfs/ac-ft) for Irrigation purposes from 4/15 to 10/31
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

| Twp | Rge | Sec | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Acre Totals |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 02N | 18E | 22 | | | | 6.2 | | | | | | | | | 5.7 | | | | 11.9 |
| 02N | 18E | 23 | | | | | | | 0.4 | | 4.2 | 15.3 | | | | | | | 19.9 |
| 02N | 18E | 26 | | | 7.6 | | | | | 2.6 | | | | | | | | | 10.2 |
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Total Acres (for irrigation use) 42.0

SCANNED
MAY 05 2023

Page _____ of _____

# IDAHO DEPARTMENT OF WATER RESOURCES
# APPLICATION FOR TRANSFER OF WATER RIGHT
# PART 2A

**Current Water Right No.: 37-577BP**

Current Owner: ECCLES FLYING HAT RANCH LLC

Priority Date: 3/24/1883

Origin: Water Right

Status: Active

Basis: Decreed

| Source | Tributary |
|---|---|
| BIG WOOD RIVER | MALAD RIVER |

| Beneficial Use | From To | Diversion Rate | Annual Volume |
|---|---|---|---|
| IRRIGATION | 04/15 to 10/31 | 0.45 CFS | |
| | Total Diversion | 0.45 CFS | |

**Location of Point(s) of Diversion**

| | | | | |
|---|---|---|---|---|
| BIG WOOD RIVER<br>BLAINE County | SE1/4SW1/4NE1/4 | Sec. 16, | Twp 02N, | Rge 18E B.M. |
| BIG WOOD RIVER<br>BLAINE County | SE1/4NE1/4SE1/4 | Sec. 22, | Twp 02N, | Rge 18E B.M. |
| BIG WOOD RIVER<br>BLAINE County | SW1/4NW1/4 | Sec. 20, | Twp 03N, | Rge 18E B.M. |

**Place of Use**

IRRIGATION Within BLAINE County

| | | | | | |
|---|---|---|---|---|---|
| T02N R18E S15 | SESW | 0.30 | T02N R18E S15 | SWSE | 4.50 |
| T02N R18E S22 | NENE | 9.00 | T02N R18E S22 | NWNE | 31.00 |
| T02N R18E S22 | SWNE | 2.80 | T02N R18E S22 | SENE | 36.00 |
| T02N R18E S22 | NENW | 0.60 | T02N R18E S22 | NESE | 32.00 |
| T02N R18E S23 | SWNW | 21.00 | T02N R18E S23 | NESW | 14.00 |
| T02N R18E S23 | NWSW | 40.00 | T02N R18E S23 | SWSW | 40.00 |
| T02N R18E S23 | SESW | 38.00 | T02N R18E S23 | SWSE | 11.00 |
| T02N R18E S23 | SESE | 8.00 | T02N R18E S25 | NWNW | 26.00 |
| T02N R18E S25 | SWNW | 40.00 | T02N R18E S25 | SENW | 5.90 |
| T02N R18E S25 | NESW | 26.00 | T02N R18E S25 | NWSW | 25.00 |
| T02N R18E S25 | SWSW | 3.40 | T02N R18E S25 | SESW | 15.00 |
| T02N R18E S26 | NENE | 38.00 | T02N R18E S26 | NWNE | 35.00 |
| T02N R18E S26 | SWNE | 40.00 | T02N R18E S26 | SENE | 32.00 |
| T02N R18E S26 | NENW | 40.00 | T02N R18E S26 | NWNW | 29.00 |
| T02N R18E S26 | SENW | 32.00 | | | |

Total Acres: 675.5

SCANNED
MAY 05 2023

**Conditions of Approval:**

| | | |
|---|---|---|
| 1. | R43 | 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). |
| 2. | 206 | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 are limited to the irrigation of a specific 42.0 acres within the 675.5 acre place of use in a single irrigation season. The specific 42.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and 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 42.0 acres to be irrigated within the 675.5 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. |
| 3. | T19 | Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree. |
| 4. | T08 | Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer. |
| 5. | | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when applied by sprinkler system shall not exceed a maximum diversion rate of 0.84 cfs and 147.0 af at the field headgate, and when applied by surface application shall not exceed a maximum diversion rate of 1.68 cfs and 294.0 af at the field headgate. Any portion of these rights in excess of the maximum applied rates of diversion and volumes at the field headgate shall be limited to use for conveyance losses and shall not be diverted from the river unless required for the delivery of the applied rate of water to the field headgate. |
| 6. | R59 | This right when combined with all other rights shall provide no more than 3.5 afa per acre when applied by sprinkler system and 7.0 afa per acre when applied by surface application at the field headgate for irrigation of the lands above. |
| 7. | X35 | Rights 37-483D and 37-577BP when combined shall not exceed the irrigation of 42.0 acres. |
| 8. | 004 | This right does not grant any right-of-way or easement across the land of another. |
| 9. | R05 | Use of water under this right will 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. |
| 10. | T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval. |
| 11. | X35 | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when combined shall not exceed a total diversion rate of 1.35 cfs, a total annual maximum diversion volume of 294.0 af at the field headgate, and the irrigation of 42.0 acres. |

Decreed Date: 8/30/2011

SCANNED
MAY 05 2023

STATE OF IDAHO

DEPARTMENTOF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 2B

**IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES**

☑ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 37-483D

1. amount 0.24/ (cfs/ac-ft) for Irrigation purposes from 4/15 to 10/31
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____
   amount _____ for _____ purposes from _____ to _____

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

| Twp | Rge | Sec | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Acre Totals |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 02N | 18E | 22 | | | | 6.2 | | | | | | | | | 5.7 | | | | 11.9 |
| 02N | 18E | 23 | | | | | | | 0.4 | | 4.2 | 15.3 | | | | | | | 19.9 |
| 02N | 18E | 26 | | | 7.6 | | | | | 2.6 | | | | | | | | | 10.2 |
| | | | | | | | | | | | | | | | | | | | |
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Total Acres (for irrigation use) 42.0

SCANNED
MAY 05 2023

Page _____ of _____

# IDAHO DEPARTMENT OF WATER RESOURCES
# APPLICATION FOR TRANSFER OF WATER RIGHT
# PART 2A

**Current Water Right No.: 37-483D**

Current Owner: ECCLES FLYING HAT RANCH LLC

Priority Date: 8/1/1902

Origin: Water Right

Status: Active

Basis: Decreed

| **Source** | **Tributary** |
|---|---|
| BIG WOOD RIVER | MALAD RIVER |

| **Beneficial Use** | **From To** | **Diversion Rate** | **Annual Volume** |
|---|---|---|---|
| IRRIGATION | 04/15 to 10/31 | 0.24 CFS | |
| | Total Diversion | 0.24 CFS | |

**Location of Point(s) of Diversion**

| | | | | |
|---|---|---|---|---|
| BIG WOOD RIVER<br>BLAINE County | SE1/4SW1/4NE1/4 | Sec. 16, | Twp 02N, | Rge 18E B.M. |
| BIG WOOD RIVER<br>BLAINE County | SE1/4NE1/4SE1/4 | Sec. 22, | Twp 02N, | Rge 18E B.M. |

**Place of Use**

IRRIGATION Within BLAINE County

| | | | | | |
|---|---|---|---|---|---|
| T02N R18E S15 | SESW | 0.30 | T02N R18E S15 | SWSE | 4.50 |
| T02N R18E S22 | NENE | 9.00 | T02N R18E S22 | NWNE | 31.00 |
| T02N R18E S22 | SWNE | 2.80 | T02N R18E S22 | SENE | 36.00 |
| T02N R18E S22 | NENW | 0.60 | T02N R18E S22 | NESE | 32.00 |
| T02N R18E S23 | SWNW | 21.00 | T02N R18E S23 | NESW | 14.00 |
| T02N R18E S23 | NWSW | 40.00 | T02N R18E S23 | SWSW | 40.00 |
| T02N R18E S23 | SESW | 38.00 | T02N R18E S23 | SWSE | 11.00 |
| T02N R18E S23 | SESE | 8.00 | T02N R18E S25 | NWNW | 26.00 |
| T02N R18E S25 | SWNW | 40.00 | T02N R18E S25 | SENW | 5.90 |
| T02N R18E S25 | NESW | 26.00 | T02N R18E S25 | NWSW | 25.00 |
| T02N R18E S25 | SWSW | 3.40 | T02N R18E S25 | SESW | 15.00 |
| T02N R18E S26 | NENE | 38.00 | T02N R18E S26 | NWNE | 35.00 |
| T02N R18E S26 | SWNE | 40.00 | T02N R18E S26 | SENE | 32.00 |
| T02N R18E S26 | NENW | 40.00 | T02N R18E S26 | NWNW | 29.00 |
| T02N R18E S26 | SENW | 32.00 | | | |

Total Acres: 675.5

SCANNED
MAY 05 2023

**Conditions of Approval:**

| | | |
|---|---|---|
| 1. | T19 | Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree. |
| 2. | X35 | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when combined shall not exceed a total diversion rate of 1.35 cfs, a total annual maximum diversion volume of 294.0 af at the field headgate, and the irrigation of 42.0 acres. |
| 3. | 206 | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 are limited to the irrigation of a specific 42.0 acres within the 675.5 acre place of use in a single irrigation season. The specific 42.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and 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 42.0 acres to be irrigated within the 675.5 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. |
| 4. | T08 | Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer. |
| 5. | R05 | Use of water under this right will 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. |
| 6. | T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval. |
| 7. | | Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when applied by sprinkler system shall not exceed a maximum diversion rate of 0.84 cfs and 147.0 af at the field headgate, and when applied by surface application shall not exceed a maximum diversion rate of 1.68 cfs and 294.0 af at the field headgate. Any portion of these rights in excess of the maximum applied rates of diversion and volumes at the field headgate shall be limited to use for conveyance losses and shall not be diverted from the river unless required for the delivery of the applied rate of water to the field headgate. |
| 8. | X35 | Rights 37-483D and 37-577BP when combined shall not exceed the irrigation of 42.0 acres. |
| 9. | 004 | This right does not grant any right-of-way or easement across the land of another. |
| 10. | R59 | This right when combined with all other rights shall provide no more than 3.5 afa per acre when applied by sprinkler system and 7.0 afa per acre when applied by surface application at the field headgate for irrigation of the lands above. |
| 11. | R43 | 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). |

Decreed Date: 9/24/2010

SCANNED
MAY 05 2023

Rev. 07/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 3

### A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

☑ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b.**

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

### B. CHANGES IN NATURE OF USE (Water Balance)

☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

### C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

☑ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

The historical application of ground water right 37-2713 and 37-7356 will continue at the new irrigation place of use.

---

**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments.

Received by SG Date 3/3/2023 Preliminary check by SG Date 3/3/2023

Fee paid $580.00 Date 3/3/2023 Receipted by SG Receipt # S039686

Add'l fee paid _____ Date _____ Receipted by _____ Receipt # _____

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)



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MAY 05 2023

State of Idaho
Department of Water Resources

# Water Right

37-2713, 37-7356, 37-481D, 37-482J, 37-577BP, 37-483D

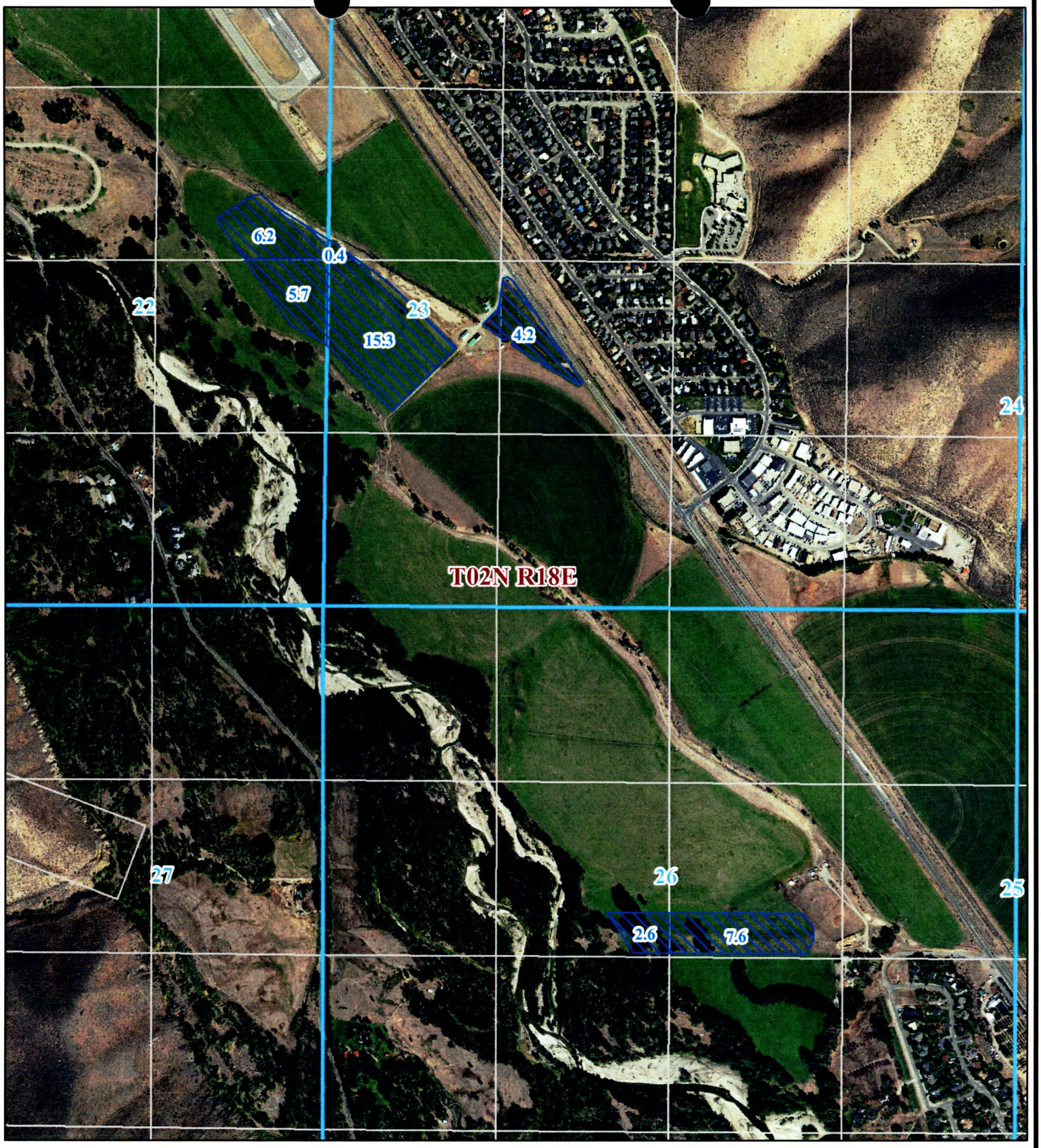
IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




87622

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MAY 05 2023




N

0 750 1,500 Feet

**ECCLES FLYING HAT RANCH**

**NAIP 2021 AERIAL**

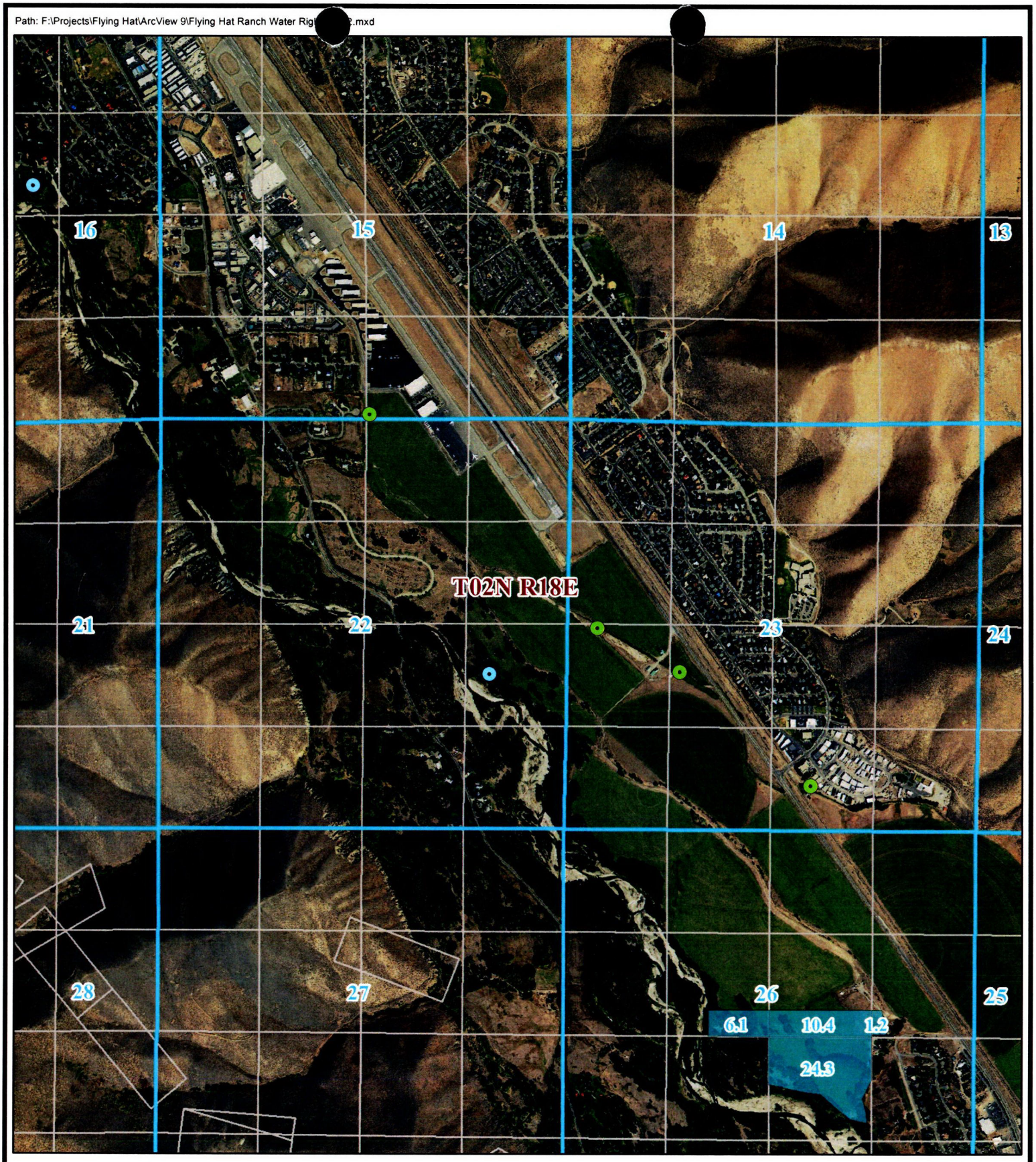
**Legend**

42_acre_QQ

BROCKWAY ENGINEERING, PLLC
GWS - Date: 2/28/2023

SCANNED
MAY 05 2023

87622




SCANNED
MAY 05 2023

87622




N

0 750 1,500 Feet

**ECCLES FLYING HAT RANCH**

**NAIP 2021 AERIAL**

**Legend**

Transfer TO

BROCKWAY ENGINEERING, PLLC
GWS - Date: 2/28/2023

SCANNED
MAY 05 2023

87622

0004493095

**STATE OF IDAHO**
*Office of the secretary of state, Lawerence Denney*
**ANNUAL REPORT**
Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: $0.00

*For Office Use Only*
**-FILED-**
File #: 0004493095
Date Filed: 11/9/2021 11:10:51 AM

Entity Name and Mailing Address:

| | |
|---|---|
| Entity Name: | ECCLES FLYING HAT RANCH LLC |
| Foreign Name (name in home jurisdiction): | ECCLES FLYING HAT RANCH LLC |
| The file number of this entity on the records of the Idaho Secretary of State is: | 0000038438 |
| Address | ELLEN HAMMOND<br>79 S MAIN ST<br>FL 2<br>SALT LAKE CITY, UT 84111-1929 |

Entity Details:

| | |
|---|---|
| Entity Status | Active-Existing |
| This entity is organized under the laws of: | UTAH |
| If applicable, the old file number of this entity on the records of the Idaho Secretary of State was: | W7472 |

The registered agent on record is:

| | |
|---|---|
| Registered Agent | JAMES B YOUNG<br>Registered Agent<br>Physical Address<br>877 WEST MAIN STREET, STE 800<br>BOISE, ID 83702<br>Mailing Address |

Limited Liability Company Managers and Members

| Name | Title | Business Address |
|---|---|---|
| Spencer F and Cleone P Eccles GST Trust for C Hope Eccles | Member | ELLEN HAMMOND<br>79 S MAIN ST<br>2ND FLOOR<br>SALT LAKE CITY, UT 84111 |
| Spencer F and Cleone P Eccles GST Trust for Lisa E Eccles | Member | ELLEN HAMMOND<br>79 S MAIN ST<br>2ND FLOOR<br>SALT LAKE CITY, UT 84111 |
| Spencer F and Cleone P Eccles GST Trust for Katie A Eccles | Member | ELLEN HAMMOND<br>79 S MAIN ST<br>2ND FLOOR<br>SALT LAKE CITY, UT 84111 |
| Spencer F and Cleone P Eccles GST Trust for Spencer P Eccles | Member | ELLEN HAMMOND<br>79 S MAIN ST<br>2ND FLOOR<br>SALT LAKE CITY, UT 84111 |

The annual report must be signed by an authorized signer of the entity.
Job Title: Director of Finance

*James D. England* — Sign Here
*11/09/2021* — Date

B0662-0159 11/09/2021 11:10 AM Received by ID Secretary of State Lawerence Denney



SCANNED
MAY 05 2023

# LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

I, Eccles Flying Hat Ranch, LLC, hereby nominate and appoint Marc Reinemann as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to water right transfers before the Idaho Department of Water Resources for the following water right transactions:

All water rights relating to Eccles Flying Hat Ranch, LLC

in Blaine County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications, and transfers above-mentioned. Further, I hereby declare that each and every application, transfer, agreement, receipt, or payment which shall be by my said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these present. This Limited Power of Attorney will become void upon approval, denial or withdrawal of the above referenced applications.

Dated this 5th day of October 2022.

C Hope Eccles
Signature

Signature

State of Utah )
) ss.
County of Salt Lake )

On this 5th Day of October, 2022, before me, a Notary Public in and for said County and State, personally appeared _____, known or identified to me to be the individual whose name and subscription to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Ellen Hammond

SEAL

ELLEN HAMMOND
Notary Public State of Utah
My Commission Expires on:
May 21, 2024
Comm. Number: 712163

Notary Public
In and for said State and County

May 21, 2024
My Commission Expires

SCANNED
MAY 05 2023

# CONSENT AGREEMENT

To Whom It May Concern,

Eccles Flying Hat Ranch LLC, Eccles Window Rock Ranch LLC, Rosebud LLC, M & M Powersports Idaho, LLC and Friedman Memorial Airport Authority are in the process of updating ownership of water rights 37-481D, 37-482J, 37-483D, 37-577BP (irrigation only) 37-577BP (mitigation only), 37-917, 37-2713, 37-7356, 37-11975, 37-11976, 37-11977 and 37-11978. Portions of these water rights have been purchased and some portions have been retained by the original water right owner. The portions of water rights being purchases have been specifically identified and described in legal deeds. The deeds have been signed, notarized and have been submitted to the Idaho Department of Water Resources.

Water right transfers will be required to move water rights off of property in which the water rights are currently located and onto property owned by Eccles Flying Hat Ranch LLC, Eccles Window Rock Ranch LLC, Rosebud LLC, M & M Powersports Idaho, LLC and Friedman Memorial Airport Authority. This consent agreement gives permission for the legal water right owner to have water rights located on property owned by consenting entity. Thus, providing the ability for the legal water right owner to transfer their water rights to a permanent location.

This consent agreement does not alter or convey any legal ownership of water rights or property. This consent agreement will expire on 12/31/2025, which should be a sufficient amount of time for water right transfers to be prepared, submitted to the Idaho Department of Water Resources and approved.

Eccles Window Rock Ranch LLC

Name: _____ P.O.A. FOR C. HOPE ECCLES MANAGING MEMBER

MARC E. REINEMANN

Date: DECEMBER 5, 2022

Eccles Flying Hat Ranch LLC

Name: _____ P.O.A. FOR C. HOPE ECCLES MANAGING MEMBER

MARC E. REINEMANN

Date: DECEMBER 5, 2022



SCANNED
MAY 05 2023

Rosebud LLC

Name: _____
MANAGER

Date: 1/4/22

M & M Powersports Idaho, LLC

Name: _____

Date: _____

Friedman Memorial Airport Authority

Name: _____ - AIRPORT DIRECTOR

Date: 12/6/2022



SCANNED
MAY 05 2023

# CONSENT AGREEMENT

To Whom It May Concern,

Eccles Flying Hat Ranch LLC, Eccles Window Rock Ranch LLC, Rosebud LLC, M & M Powersports Idaho, LLC and Friedman Memorial Airport Authority are in the process of updating ownership of water rights 37-481D, 37-482J, 37-483D, 37-577BP (irrigation only) 37-577BP (mitigation only), 37-917, 37-2713, 37-7356, 37-11975, 37-11976, 37-11977 and 37-11978. Portions of these water rights have been purchased and some portions have been retained by the original water right owner. The portions of water rights being purchases have been specifically identified and described in legal deeds. The deeds have been signed, notarized and have been submitted to the Idaho Department of Water Resources.

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Eccles Window Rock Ranch LLC

Name: _____ P.O.A. FOR C. HOPE ECCLES MANAGING MEMBER

MARC E. REINEMANN

Date: DECEMBER 5, 2022

Eccles Flying Hat Ranch LLC

Name: _____ P.O.A. FOR C. HOPE ECCLES MANAGING MEMBER

MARC E. REINEMANN

Date: DECEMBER 5, 2022



SCANNED
MAY 05 2023

Rosebud LLC

Name: _____

Date: _____

M & M Powersports Idaho, LLC

Name: Clancy Harmon

Date: 12/8/22

Friedman Memorial Airport Authority

Name: _____

Date: _____



SCANNED
MAY 05 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

February 01, 2023

FRIEDMAN MEMORIAL AIRPORT AUTHORITY
1616 AIRPORT CIR
HAILEY ID 83333-5534

Re: Change in Water Right Ownership: 37-481D (Split into 37-481D and 37-23411), 37-11978 (Split into 37-11978 and 37-23423), 37-577BP (Split into 37-577BP, 37-23419 & 37-23420), 37-11975 (Split into 37-11975 and 37-23421), 37-7356 (Split into 37-7356, 37-23409 & 37-23410), 37-482J (Split into 37-482J and 37-23413), 37-2713 (Split into 37-2713, 37-23406 & 37-23407), 37-11976 (Split into 37-11976 and 37-23422), 37-483D (Split into 37-483D, 37-23417 & 37-23418). Rights 37-917 & 37-11977 were conveyed in whole (not split).

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

**Because earlier changes in water right ownership had reduced the acres and flow rates of water rights 37-917 and 37-11977 down to the amounts conveyed in this change of ownership, they did not need to be split. This caused a reduction in the required fees from the $1100.00 paid with the Notice of Change in Water Right Ownership, down to $950.00. A refund request for the $150.00 overpayment has been initiated with our State office and will be sent to Lawson, Laski, Clark, PLLC.**

**Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right.** If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

SCANNED
MAR 21 2023

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 293-9909.

Sincerely,

Jim Bitzenburg
Water Rights Supervisor

Enclosure(s)

CC: WD-37; Eccles Flying Hat Ranch, LLC; Heather E. O'Leary, Lawson, Laski, Clark, PLLC

SCANNED
MAR 21 2023

## Bitzenburg, James

**From:** Bitzenburg, James
**Sent:** Wednesday, February 1, 2023 10:56 AM
**To:** IdwrPayable
**Subject:** Request for Refund

IDWR Payable-

On November 18, 2022, the Department received a *Notice of Change in Water Right Ownership* from the law firm of Lawson Laski Clark, PLLC on behalf of the Friedman Memorial Airport Authority. The notice was accompanied with a $1100.00 fee. The actual fee required for the ownership change was $950.00. Could you issue a refund for the $150.00 overpayment? The fee was paid by Lawson Laski Clark, PLLC. Their address is:

**LAWSON LASKI CLARK, PLLC**
**PO BOX 3310**
**KETCHUM ID 83340**

They paid for the notice with check #4943, and the receipt number is S039522. Thank you and let me know if you need any more information.

Jim

**Jim Bitzenburg**
**Water Rights Supervisor**
**Idaho Department of Water Resources**
**Southern Regional Office**
**Phone (208)-293-9909**
**james.bitzenburg@idwr.idaho.gov**



SCANNED
MAR 21 2023

# MEMORANDUM

**Date:** February 1, 2023

**To:** Notice of Change in Water Right Ownership, Friedman Memorial Airport Authority, received 11/18/2022

**From:** Jim Bitzenburg

**Re:** Two rights in ownership change not split - Fee adjustment

---

The *Notice of Change in Water Right Ownership* submitted by Lawson Laski Clark, PLLC on behalf of the Friedman Memorial Airport Authority was the third in a series of four ownership changes filed to split off portions of water rights owned by Eccles Flying Hat Ranch, LLC south and east of the Friedman Memorial Airport in Hailey. Two of the rights in this ownership change had been split down to the point where the conveyance documents in this ownership change conveyed the entirety of the rights (rights 37-917 and 37-11977) making a split of those rights unnecessary. Lawson Laski Clark, PLLC had paid for splits on all of the rights, so a refund was requested from the fiscal arm of IDWR to pay the $75.00 overpayment on each of the two rights ($150.00 total) back to Lawson Laski Clark, PLLC.

SCANNED
MAR 21 2023

HEATHER E. O'LEARY
HEO@LAWSONLASKI.COM

RECEIVED
NOV 18 2022
DEPT OF WATER RESOURCES
SOUTHERN REGION

LAWSON LASKI CLARK
ATTORNEYS AT LAW

November 16, 2022

Idaho Department of Water Resources
Southern Region
Attn: Denise Maline
650 Addison Avenue W., Suite 500
Twin Falls, ID 83301-5858

Re: Notice of Change of Water Right Ownership
Our File No. 11436-010

Dear Denise:

We are counsel to the Friedman Memorial Airport Authority (the "Airport"). The purpose of this letter is to change ownership of the following water rights (collectively, the "Water Rights") into the Airport's name:

- 37-481D
- 37-482J
- 37-577BP
- 37-483D
- 37-2713
- 37-7356
- 37-917
- 37-11978
- 37-11976
- 37-11975
- 37-11977

Enclosed herewith are the following documents:

- Notice of Change in Water Right Ownership for the Water Rights;
- Our firm's check for $1,100.00 for the change in ownership for each of the Water Rights;
- Quitclaim Deed conveying the property associated with the Water Rights; and
- Maps of the Water Rights' places of use.



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MAR 21 2023

Once completed, please send me as well as the new owner confirmation of the ownership changes. Thank you for your assistance in this matter and please do not hesitate to contact me should you have any questions or need additional information.

Sincerely,

LAWSON LASKI CLARK, PLLC

Heather E. O'Leary

Enclosures

SCANNED
MAR 21 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

May 3, 2023

ECCLES FLYING HAT RANCH LLC
79 S MAIN ST FL 2
SALT LAKE CTY UT 84111-1929

Re: Transfer No: 87622
Water Right No(s).: 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, 37-7356

**Transfer Approval Notice**

Dear Water Right Holder and other Interested Person(s):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

SCANNED
MAY 05 2023

Correspondence

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a $100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 736-3033.

Sincerely,



Corey Skinner
Southern Regional Manager

Enclosure

c:

BROCKWAY ENGINEERING PLLC
C/O GREG SULLIVAN
2016 WASHINGTON ST N STE 4
TWIN FALLS ID 83301-3082

WATER DISTRICT 37
SUNNY HEALEY
107 W 1ST ST
SHOSHONE ID 83352-5425



SCANNED
MAY 05 2023

## CERTIFICATE OF SERVICE

I hereby certify that on May 3, 2023 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 87622
Water Right No(s).: 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, 37-7356

ECCLES FLYING HAT RANCH LLC
79 S MAIN ST FL 2
SALT LAKE CTY UT 84111-1929

BROCKWAY ENGINEERING PLLC
C/O GREG SULLIVAN
2016 WASHINGTON ST N STE 4
TWIN FALLS ID 83301-3082

WATER DISTRICT 37
SUNNY HEALEY
107 W 1ST ST
SHOSHONE ID 83352-5425

Denise Maline

Denise Maline
Administrative Assistant



SCANNED
MAY 05 2023

# EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

## PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

## EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

## REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

## ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.



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MAY 05 2023

## CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

## FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

(a) The petition for reconsideration is disposed of; or
(b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

## APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

i. A hearing was held,
ii. The final agency action was taken,
iii. The party seeking review of the order resides, or
iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



SCANNED
MAY 05 2023

# MEMORANDUM

**Date:** April 24, 2023

**To:** Eccles Flying Hat Ranch, LLC Transfer #87622 File

**From:** Jim Bitzenburg

**Re:** Amendment of Transfer and condition change

---

Due to a discrepancy in the water right conditions involved in this transfer, the overall flow rate and the combined limit condition have been increased from 1.35 cfs to 1.68 cfs. A total of five ownership changes preceded this transfer, splitting up the rights in non-proportional amounts which lead to issues with some of the conditions. The condition limiting flow rates and volumes when applied by sprinkler irrigation and by surface application, which was set in the decrees of the parent rights, gave a flow rate of 1.68 cfs for surface application and a rate of 0.84 cfs for sprinkler application; the 1.68 cfs being greater than the 1.35 cfs. In order to correct the discrepancy, the diversion rate and combined transfer rate totals, which are currently 1.35 cfs each, have been increased to 1.68 cfs. The Watermaster of Water District 37 has been informed of the change.

SCANNED
MAY 05 2023

## Bitzenburg, James

**From:** Greg Sullivan <greg.sullivan@brockwayeng.com>
**Sent:** Monday, April 24, 2023 11:49 AM
**To:** Bitzenburg, James
**Subject:** Eccles Water Rights
**Attachments:** SKM_C300i23042322160.pdf

**CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.**

Jim,

See the attached page 3 that has been updated as we discussed on the phone.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543

*All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.*



SCANNED
MAY 05 2023

# MEMORANDUM

**Date:** April 6, 2023

**To:** Transfer #87622, Eccles Flying Hat Ranch, LLC file

**From:** Jim Bitzenburg

**Re:** Evaluation of Sufficiency of Information Submitted

---

Application for transfer proposes to change the place of use (POU) for two ground water and four surface water rights, with a combined flow rate of 1.35 cfs, which currently irrigate 42.0 acres of ground within a 675.5 acre permissible place of use (PPU) lying between the north end of Bellevue and Friedman Memorial Airport in Hailey. The proposed 42.0 acre POU will occupy a portion of the ground within the PPU and adjacent land located approximately 1.0 mile north and 0.8 mile west of the intersection of Pine Street and Main Street in Bellevue.

Consent agreements allowing water rights to be transferred off of the 675.5 acre PPU were signed by all parties involved in the water right ownership changes leading up to this transfer and are included in the transfer documents.

The transfer is in Water District 37, so Watermaster comments were solicited and the Watermaster had no comments regarding the application. Advertising was not necessary because the transfer will only change the POU of land contiguous to the present POU.

- **Authority to File:**
  The Department's database indicates that the transfer water rights are owned by the applicant, Eccles Flying Hat Ranch, LLC. The application was signed by Mark Reinemann, who has been granted Limited Power of Attorney (POA) in water right matters by Eccles Flying Hat Ranch, LLC. The document granting the POA was included in the transfer application.

- **Water Right Validity:**
  The water rights were decreed in the SRBA, and ample irrigation is evident at the current POU, so forfeiture is likely not an issue.

- **Injury to Other Water Rights:**
  None anticipated or foreseen. The POD is not moving and there is no increase in volume or acres.

- **Enlargement of Use:**
  None anticipated.

- **Local Public Interest:**
  No issues anticipated.

- **Beneficial Use/Conservation of Water Resources:**
  Proposed use is recognized as a beneficial use of water.

- **Effect on the Economy of the Local Area:**
  None Anticipated

- **Effect of the Agricultural Base of the Area:**
  None Anticipated

**Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.**

SCANNED
MAY 05 2023

## Maline, Denise

**From:** Maline, Denise
**Sent:** Wednesday, March 15, 2023 1:21 PM
**To:** Sunny
**Cc:** Brittany (WD37)
**Subject:** Comment letter for Transfer 87622 - Eccles Flying Hat Ranch LLC
**Attachments:** Comment letter to WD37 for 87622.docx; Transfer 87622 - Eccles Flying Hat Ranch LLC.pdf

Hi Sunny,

Attached is an application for transfer currently being processed, within WD37. Please review the application and provide any necessary comments within 21 days.

If you have any questions regarding this application, please feel free to contact Jim Bitzenburg at our office.

Thank you in advance,

Denise @ IDWR Twin Falls

**Denise Maline, Administrative Assistant I**
Idaho Dept. of Water Resources
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858
(208) 293-9908
denise.maline@idwr.idaho.gov



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MAY 05 2023

IDAHO DEPARTMENT
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 15, 2023

SUNNY HEALEY
WATER DISTRICT 37
107 W 1ST
SHOSHONE, ID 83352

Re: Transfer No(s). 87622 (Eccles Flying Hat Ranch LLC)

Dear Sunny:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at: https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

SCANNED
MAY 05 2023

# TRANSFER SYNOPSIS

**Date:** March 13, 2023

**To:** Transfer #87622, Eccles Flying Hat Ranch, LLC file

**From:** Jim Bitzenburg

**Re:** Summary of transfer

---

Application for transfer proposes to change the place of use (POU) for two ground water and four surface water rights, with a combined flow rate of 1.35 cfs, which currently irrigate 42.0 acres of ground within a 675.5 acre permissible place of use (PPU) lying between the north end of Bellevue and Friedman Memorial Airport in Hailey. The proposed 42.0 acre POU will occupy a portion of the ground within the PPU and adjacent land located approximately 1.0 mile north and 0.8 mile west of the intersection of Pine Street and Main Street in Bellevue.

Consent agreements allowing water rights to be transferred off of the 675.5 acre PPU were signed by all parties involved in the water right ownership changes leading up to this transfer and are included in the transfer documents.

The transfer is in Water District 37 so Watermaster comments will be solicited. Advertising is not necessary because the transfer will only change the POU of land within, and contiguous to, the present POU.

The rights involved in the transfer are:

| | | | | |
|---|---|---|---|---|
| 37-2713 | Ground Water | 0.71 cfs | 147.0 AF | 42.0 acres |
| 37-7356 | Ground Water | 0.19 cfs | 74.1 AF | 42.0 acres |
| 37-483D | Big Wood River | 0.24 cfs | | 42.0 acres |
| 37-577BP | Big Wood River | 0.45 cfs | | 42.0 acres |
| 37-481D | Big Wood River | 0.33 cfs | | 42.0 acres |
| 37-482J | Big Wood River | 0.33 cfs | | 42.0 acres |

SCANNED
MAY 05 2023

# MEMORANDUM

**Date:** March 13, 2023

**To:** Transfer 87622

**From:** Jim Bitzenburg

**Re:** Legal Notice Not Required

Legal Notice Not Required
3/13/2023

Pursuant to Section 42-222, Idaho Code, the Department has discretion to provide public notice as deemed appropriate. The water right changes proposed through this transfer application do not appear to change the effect on the original or hydraulically connected water source or affect other water rights. Therefore, staff review of the transfer application found no cause to require public notice. This application will continue processing without advertisement and be forwarded for approval consideration.

The proposed POU is on land within, and contiguous to, the present POU, so there should be no effect on other water rights.

SCANNED
MAY 05 2023

# FEE MEMORANDUM

**Date:** March 13, 2023

**To:** Eccles Flying Hat Ranch, LLC Transfer #87622 File

**From:** Jim Bitzenburg

**Re:** Receipting/disposition of fees paid

---

This transfer was filed on March 3, 2023, and its purpose is to change the place of use of two ground water and four surface water rights with a combined flow rate of 1.35 cfs. The total flow rate of the portions of each right moving to a new POU is 1.30 cfs, so the corresponding fee from the transfer fee schedule is $580.00. The fee was paid by check #17349 from Brockway Engineering, PLLC at the time of filing. The IDWR receipt number is S039686.

SCANNED
MAY 05 2023

## Bitzenburg, James

**From:** Greg Sullivan <greg.sullivan@brockwayeng.com>
**Sent:** Friday, March 10, 2023 3:09 PM
**To:** Bitzenburg, James
**Subject:** FW: Eccles Flying Hat Ranch, LLC address

CAUTION: **This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.**

Jim,

Use the 79 S Main Street address.

Greg

**From:** Marc Reinemann [mailto:marc@svbrokerage.net]
**Sent:** Friday, March 10, 2023 2:30 PM
**To:** Greg Sullivan <greg.sullivan@brockwayeng.com>
**Subject:** RE: Eccles Flying Hat Ranch, LLC address

Greg, they have changed to now using the 79 S. Main Street address, we had changed that with the IDWR, so they are correct.. I mailed the signed transfer requests yesterday, they should probably be there the first of the week. Thank you, Marc

**From:** Greg Sullivan <greg.sullivan@brockwayeng.com>
**Sent:** Friday, March 10, 2023 1:23 PM
**To:** Marc Reinemann <marc@svbrokerage.net>
**Subject:** FW: Eccles Flying Hat Ranch, LLC address

Marc,

Which address do we want the Eccles Flying Hat water rights to have?

See the question below by Jim.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543

*All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.*



SCANNED
MAY 05 2023

**From:** Bitzenburg, James [mailto:James.Bitzenburg@idwr.idaho.gov]
**Sent:** Friday, March 10, 2023 11:19 AM
**To:** Greg Sullivan <greg.sullivan@brockwayeng.com>
**Subject:** Eccles Flying Hat Ranch, LLC address

Greg-

In data entering the Eccles Flying Hat Ranch, LLC transfer for the six 'left-over' rights from the recent ownership changes, the address for Eccles is different from the address we have in the system. The address in our system is: 79 S MAIN ST FL 2, SALT LAKE CTY UT 84111-1929 while the address on the transfer application is PO BOX 3028, SALT LAKE CITY UT 84110. Does Eccles want their address changed in our system?

Jim

**Jim Bitzenburg**
**Water Rights Supervisor**
**Idaho Department of Water Resources**
**Southern Regional Office**
**Phone (208)-293-9909**
**james.bitzenburg@idwr.idaho.gov**



SCANNED
MAY 05 2023

BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics
Hydrology
Water Resources

RECEIVED
MAR 0 3 2023
DEPT OF WATER RESOURCES
SOUTHERN REGION

March 1, 2023

Corey Skinner
Idaho Department of Water Resources
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301

Re: Eccles Flying Hat Ranch LLC Water Rights

Dear Mr. Skinner:

Eccles Flying Hat Ranch LLC desires to transfer 42.0 acres of water rights 37-2713, 37-7356, 37-481D, 37-482J, 37-577BP and 37-483D to property they own locally identified as the Myroms property. The ownership, points of diversion, beneficial use and period of use of these water rights will not be changing this this transfer. Only the irrigation place of use will be changing.

Water right 37-885B is currently located at the Myroms property. Water right 37-885B is currently under lease contract with the Idaho Water Supply Bank until the end of 2024. In 2025 water right 37-885B will be leased again into the Idaho Water Supply Bank or transferred to a new POU and POD.

There should be no reason for IDWR to consider any portion of 37-855B stacked or in combination with the 42.0 acres of water rights 37-2713, 37-7356, 37-481D, 37-482J, 37-577BP and 37-483D.

Please contact me if you have any questions.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Marc Reinemann via Email
Enc: Transfer Application, Aerial Maps, Annual Report, Consent Agreement, Power of Attorney, Brockway Engineering Check # 17349 for $580.00

CHARLES E. BROCKWAY, PH.D., P.E.

CHARLES G. BROCKWAY, PH.D., P.E.

2016 NORTH WASHINGTON STREET • SUITE 4

TWIN FALLS, IDAHO 83301

208•736•8543

FAX: 736•8506

SCANNED
MAY 05 2023