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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT
TWIN FALLS
FILED

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COPY

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

)

Water Rights: 22-42, 22-160, 22-
545, 22-616, 22-13144, 22-13148, 22-
13160

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

☐ Address change

☐ Substitution of Party

☒ I.C. § 42-222 transfer **74019**

☐ point of diversion

☒ place of use

☐ period of use

☐ nature of use

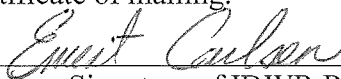
☐ split of water right

☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: Nov 29 2007



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on Nov 30, 2007, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A

4. One copy to:

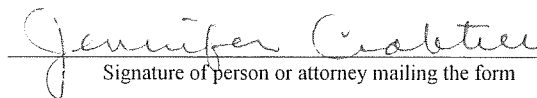
Each party in the subcase, or attorney of record
N/A

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-42

NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: SOUTH LEIGH CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.800 CFS

The quantity of water diverted under this water right shall be from the portion awarded to IDAHO and deducted there from as set forth in Roxana Canal Co. v. Daniels, Equity No. 2447 (D. Wy. Feb. 4, 1941).

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

The rights listed below are limited to a total combined diversion rate of 32.31 cfs. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160, 22-13144, 22-13148, 22-130B, 22-481A, 22-482A, 22-483A, 22-2029D, 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B.

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).

PRIORITY DATE: 01/22/1916

POINT OF

DIVERSION: T06N R46E S32 NENWNE Lot 1 Within TETON County

The point of diversion for this water right is in Wyoming, T44N, R118W, Sec. 6 NESENE (L2), 6PM.

The point of diversion shown above is where the conveyance system enters Idaho.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.800 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S25	NESE	14.00	T06N R45E S25	NWSE	27.00
T06N R45E S25	SWSE	39.00	T06N R45E S25	SESE	37.00
T06N R45E S36	NENE	39.00	T06N R45E S36	SWNE	21.00
T06N R45E S36	SENE	25.00	T06N R45E S36	SWNW	7.60
T06N R45E S36	SENW	21.00	T06N R45E S36	NESW	40.00
T06N R45E S36	NWSE	39.00	T06N R46E S30	NESW	22.00
T06N R46E S30 Lot 3	NWSW	24.00	T06N R46E S30 Lot 4	SWSW	32.00
T06N R46E S30	SESW	37.00	T06N R46E S30	NESE	34.00
T06N R46E S30	NWSE	26.00	T06N R46E S30	SWSE	39.00
T06N R46E S30	SESE	39.00	T06N R46E S31	NENE	40.00
T06N R46E S31	NWNE	40.00	T06N R46E S31	SWNE	38.00

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T06N R46E S31	SENE	22.00	T06N R46E S31	NENW	40.00
T06N R46E S31 Lot 1	NWNW	38.00	T06N R46E S31 Lot 2	SWNW	26.00
T06N R46E S31	SENE	35.00	T06N R46E S32 Lot 1	NWNE	14.00
T06N R46E S32 Lot 2	SWNE	28.00	T06N R46E S32	NENW	32.00
T06N R46E S32	NWNW	36.00	T06N R46E S32	SWNW	14.00
T06N R46E S32	SENE	15.00	T06N R46E S32 Lot 3	NWSE	25.00
T06N R46E S32 Lot 4	SWSE	1.30			

1006.9 ACRES TOTAL

This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 688.9 acres in a single irrigation season. Combined Right Nos.: 22-42, 22-160, 22-545, 22-616, 22-13160.

The rights listed below are limited to the irrigation of a combined total of 736.3 acres in a single irrigation season. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160.

The rights listed below are limited to the irrigation of a combined total of 1006.9 acres in a single irrigation season. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160, 22-13144, 22-13148, 22-130B, 22-481A, 22-482A, 22-483A, 22-2029D, 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This water right is subject to the delivery provisions contained in Roxana Canal Co. v. Daniels, Equity No. 2447 (D. Wy. Feb. 4, 1941) ("Roxana decree"). Nothing in this Partial Decree is intended to relieve or alter the state of Idaho nor the state of Wyoming from their obligations contained in the Roxana decree.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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. 01.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Failure of the right holder to comply with the conditions of transfer 74019 is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by transfer 74019 by November 23, 2008.

Water is delivered through Killpack Pipeline.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-160

NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: SOUTH LEIGH CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 3.200 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

The quantity of water diverted under this water right shall be from the portion awarded to IDAHO and deducted there from as set forth in Roxana Canal Co. v. Daniels, Equity No. 2447 (D. Wy. Feb. 4, 1941).

The rights listed below are limited to a total combined diversion rate of 32.31 cfs. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160, 22-13144, 22-13148, 22-130B, 22-481A, 22-482A, 22-483A, 22-2029D, 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B.

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).

PRIORITY DATE: 06/01/1891

POINT OF

DIVERSION: T06N R46E S32 NENWNE Lot 1 Within TETON County

The point of diversion for this water right is in Wyoming, T44N, R118W, Sec. 6 NESENE (L2), 6PM.

The point of diversion shown above is where the conveyance system enters Idaho.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	3.200 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S25	NESE	14.00	T06N R45E S25	NWSE	27.00
T06N R45E S25	SWSE	39.00	T06N R45E S25	SESE	37.00
T06N R45E S36	NENE	39.00	T06N R45E S36	SWNE	21.00
T06N R45E S36	SENE	25.00	T06N R45E S36	SWNW	7.60
T06N R45E S36	SENW	21.00	T06N R45E S36	NESW	40.00
T06N R45E S36	NWSE	39.00	T06N R46E S30	NESW	22.00
T06N R46E S30 Lot 3	NWSW	24.00	T06N R46E S30 Lot 4	SWSW	32.00
T06N R46E S30	SESW	37.00	T06N R46E S30	NESE	34.00
T06N R46E S30	NWSE	26.00	T06N R46E S30	SWSE	39.00
T06N R46E S30	SESE	39.00	T06N R46E S31	NENE	40.00
T06N R46E S31	NWNE	40.00	T06N R46E S31	SWNE	38.00

IDAHO DEPARTMENT OF WATER RESOURCES					
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW					
T06N R46E S31	SENE	22.00	T06N R46E S31	NENW	40.00
T06N R46E S31 Lot 1	NWNW	38.00	T06N R46E S31 Lot 2	SWNW	26.00
T06N R46E S31	SENW	35.00	T06N R46E S32 Lot 1	NWNE	14.00
T06N R46E S32 Lot 2	SWNE	28.00	T06N R46E S32	NENW	32.00
T06N R46E S32	NWNW	36.00	T06N R46E S32	SWNW	14.00
T06N R46E S32	SENW	15.00	T06N R46E S32 Lot 3	NWSE	25.00
T06N R46E S32 Lot 4	SWSE	1.30			

1006.9 ACRES TOTAL

This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 736.3 acres in a single irrigation season. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160.

The rights listed below are limited to the irrigation of a combined total of 1006.9 acres in a single irrigation season. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160, 22-13144, 22-13148, 22-130B, 22-481A, 22-482A, 22-483A, 22-2029D, 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B.

The rights listed below are limited to the irrigation of a combined total of 688.9 acres in a single irrigation season. Combined Right Nos.: 22-42, 22-160, 22-545, 22-616, 22-13160.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This water right is subject to the delivery provisions contained in Roxana Canal Co. v. Daniels, Equity No. 2447 (D. Wy. Feb. 4, 1941) ("Roxana decree"). Nothing in this Partial Decree is intended to relieve or alter the state of Idaho nor the state of Wyoming from their obligations contained in the Roxana decree.

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. 01.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Water is delivered through Killpack Pipeline.

Failure of the right holder to comply with the conditions of transfer 74019 is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by transfer 74019 by November 23, 2008.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-545

NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: SOUTH LEIGH CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 1.800 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

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).

The quantity of water diverted under this water right shall be from the portion awarded to IDAHO and deducted there from as set forth in Roxana Canal Co. v. Daniels, Equity No. 2447 (D. Wy. Feb. 4, 1941).

The rights listed below are limited to a total combined diversion rate of 32.31 cfs. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160, 22-13144, 22-13148, 22-130B, 22-481A, 22-482A, 22-483A, 22-2029D, 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B.

PRIORITY DATE: 06/01/1896

POINT OF

DIVERSION: T06N R46E S32 NENWNE Lot 1 Within TETON County

The point of diversion for this water right is in Wyoming, T44N, R118W, Sec. 6 NESENE (L2), 6PM.

The point of diversion shown above is where the conveyance system enters Idaho.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>		<u>QUANTITY</u>
IRRIGATION	04/15	10/31	1.800 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S25	NESE	14.00	T06N R45E S25	NWSE	27.00
T06N R45E S25	SWSE	39.00	T06N R45E S25	SESE	37.00
T06N R45E S36	NENE	39.00	T06N R45E S36	SWNE	21.00
T06N R45E S36	SENE	25.00	T06N R45E S36	SWNW	7.60
T06N R45E S36	SENW	21.00	T06N R45E S36	NESW	40.00
T06N R45E S36	NWSE	39.00	T06N R46E S30	NESW	22.00
T06N R46E S30 Lot 3	NWSW	24.00	T06N R46E S30 Lot 4	SWSW	32.00
T06N R46E S30	SESW	37.00	T06N R46E S30	NESE	34.00
T06N R46E S30	NWSE	26.00	T06N R46E S30	SWSE	39.00
T06N R46E S30	SESE	39.00	T06N R46E S31	NENE	40.00
T06N R46E S31	NWNE	40.00	T06N R46E S31	SWNE	38.00

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T06N R46E S31	SENE	22.00	T06N R46E S31	NENW	40.00
T06N R46E S31 Lot 1	NWNW	38.00	T06N R46E S31 Lot 2	SWNW	26.00
T06N R46E S31	SENE	35.00	T06N R46E S32 Lot 1	NWNE	14.00
T06N R46E S32 Lot 2	SWNE	28.00	T06N R46E S32	NENW	32.00
T06N R46E S32	NWNW	36.00	T06N R46E S32	SWNW	14.00
T06N R46E S32	SENE	15.00	T06N R46E S32 Lot 3	NWSE	25.00
T06N R46E S32 Lot 4	SWSE	1.30			

1006.9 ACRES TOTAL

This right is limited to the irrigation of 90 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 736.3 acres in a single irrigation season. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160.

The rights listed below are limited to the irrigation of a combined total of 1006.9 acres in a single irrigation season. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160, 22-13144, 22-13148, 22-130B, 22-481A, 22-482A, 22-483A, 22-2029D, 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B.

The rights listed below are limited to the irrigation of a combined total of 688.9 acres in a single irrigation season. Combined Right Nos.: 22-42, 22-160, 22-545, 22-616, 22-13160.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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. 01.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

This water right is subject to the delivery provisions contained in Roxana Canal Co. v. Daniels, Equity No. 2447 (D. Wy. Feb. 4, 1941) ("Roxana decree"). Nothing in this Partial Decree is intended to relieve or alter the state of Idaho nor the state of Wyoming from their obligations contained in the Roxana decree.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Killpack Pipeline.

Failure of the right holder to comply with the conditions of transfer 74019 is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by transfer 74019 by November 23, 2008.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T06N R46E S31	SENE	22.00	T06N R46E S31	NENW	40.00
T06N R46E S31 Lot 1	NWNW	38.00	T06N R46E S31 Lot 2	SWNW	26.00
T06N R46E S31	SENE	35.00	T06N R46E S32 Lot 1	NWNE	14.00
T06N R46E S32 Lot 2	SWNE	28.00	T06N R46E S32	NENW	32.00
T06N R46E S32	NWNW	36.00	T06N R46E S32	SWNW	14.00
T06N R46E S32	SENE	15.00	T06N R46E S32 Lot 3	NWSE	25.00
T06N R46E S32 Lot 4	SWSE	1.30			

1006.9 ACRES TOTAL

This right is limited to the irrigation of 400 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 736.3 acres in a single irrigation season. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160.

The rights listed below are limited to the irrigation of a combined total of 1006.9 acres in a single irrigation season. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160, 22-13144, 22-13148, 22-130B, 22-481A, 22-482A, 22-483A, 22-2029D, 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B.

The rights listed below are limited to the irrigation of a combined total of 688.9 acres in a single irrigation season. Combined Right Nos.: 22-42, 22-160, 22-545, 22-616, 22-13160.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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. 01.

This water right is subject to the delivery provisions contained in Roxana Canal Co. v. Daniels, Equity No. 2447 (D. Wy. Feb. 4, 1941) ("Roxana decree"). Nothing in this Partial Decree is intended to relieve or alter the state of Idaho nor the state of Wyoming from their obligations contained in the Roxana decree.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Water is delivered through Killpack Pipeline.

The right holder shall accomplish the change authorized by transfer 74019 by November 23, 2008.

Failure of the right holder to comply with the conditions of transfer 74019 is cause for the Director to rescind approval of the transfer.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13144

NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: SOUTH LEIGH CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 3.600 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

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).

The rights listed below are limited to a total combined diversion rate of 32.31 cfs. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160, 22-13144, 22-13148, 22-130B, 22-481A, 22-482A, 22-483A, 22-2029D, 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B.

PRIORITY DATE: 01/22/1916

POINT OF

DIVERSION: T06N R46E S31 SWNW Lot 2 Within TETON County
T06N R46E S31 SWNW Lot 2 Within TETON County
T06N R46E S32 NWNWSW Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	3.600 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S25	NESE	14.00	T06N R45E S25	NWSE	27.00
T06N R45E S25	SWSE	39.00	T06N R45E S25	SESE	37.00
T06N R45E S36	NENE	39.00	T06N R45E S36	SWNE	21.00
T06N R45E S36	SENE	25.00	T06N R45E S36	SWNW	7.60
T06N R45E S36	SENW	21.00	T06N R45E S36	NESW	40.00
T06N R45E S36	NWSE	39.00	T06N R46E S30	NESW	22.00
T06N R46E S30 Lot 3	NWSW	24.00	T06N R46E S30 Lot 4	SWSW	32.00
T06N R46E S30	SESW	37.00	T06N R46E S30	NESE	34.00
T06N R46E S30	NWSE	26.00	T06N R46E S30	SWSE	39.00
T06N R46E S30	SESE	39.00	T06N R46E S31	NENE	40.00
T06N R46E S31	NWNE	40.00	T06N R46E S31	SWNE	38.00
T06N R46E S31	SENE	22.00	T06N R46E S31	NENW	40.00
T06N R46E S31 Lot 1	NWNW	38.00	T06N R46E S31 Lot 2	SWNW	26.00
T06N R46E S31	SENW	35.00	T06N R46E S32 Lot 1	NWNE	14.00
T06N R46E S32 Lot 2	SWNE	28.00	T06N R46E S32	NENW	32.00
T06N R46E S32	NWNW	36.00	T06N R46E S32	SWNW	14.00
T06N R46E S32	SENW	15.00	T06N R46E S32 Lot 3	NWSE	25.00

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T06N R46E S32 Lot 4 SWSE 1.30

1006.9 ACRES TOTAL

Right Nos. 22-13144 and 22-13148 are limited to the irrigation of a combined total of 153.6 acres in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 1006.9 acres in a single irrigation season. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160, 22-13144, 22-13148, 22-130B, 22-481A, 22-482A, 22-483A, 22-2029D, 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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. 01.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Water is delivered through Desert Ditch, South Beard Ditch and or North Beard Ditch.

The right holder shall accomplish the change authorized by transfer 74019 by November 23, 2008.

This right is a split from former right 22-615A.

Failure of the right holder to comply with the conditions of transfer 74019 is cause for the Director to rescind approval of the transfer.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13148

NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: SOUTH LEIGH CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 2.900 CFS

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).

The rights listed below are limited to a total combined diversion rate of 32.31 cfs. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160, 22-13144, 22-13148, 22-130B, 22-481A, 22-482A, 22-483A, 22-2029D, 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 01/18/1905

POINT OF
DIVERSION: T06N R46E S31 SWNW Lot 2 Within TETON County
T06N R46E S31 SWNW Lot 2 Within TETON County
T06N R46E S32 NWNWSW Within TETON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	2.900 CFS
PLACE OF USE:	<u>IRRIGATION in TETON County</u>		
	T06N R45E S25 NESE	14.00	T06N R45E S25 NWSE 27.00
	T06N R45E S25 SWSE	39.00	T06N R45E S25 SESE 37.00
	T06N R45E S36 NENE	39.00	T06N R45E S36 SWNE 21.00
	T06N R45E S36 SENE	25.00	T06N R45E S36 SWNW 7.60
	T06N R45E S36 SENW	21.00	T06N R45E S36 NESW 40.00
	T06N R45E S36 NWSE	39.00	T06N R46E S30 NESW 22.00
	T06N R46E S30 Lot 3 NWSW	24.00	T06N R46E S30 Lot 4 SWSW 32.00
	T06N R46E S30 SESW	37.00	T06N R46E S30 NESE 34.00
	T06N R46E S30 NWSE	26.00	T06N R46E S30 SWSE 39.00
	T06N R46E S30 SESE	39.00	T06N R46E S31 NENE 40.00
	T06N R46E S31 NWNE	40.00	T06N R46E S31 SWNE 38.00
	T06N R46E S31 SENE	22.00	T06N R46E S31 NENW 40.00
	T06N R46E S31 Lot 1 NWNW	38.00	T06N R46E S31 Lot 2 SWNW 26.00
	T06N R46E S31 SENW	35.00	T06N R46E S32 Lot 1 NWNE 14.00
	T06N R46E S32 Lot 2 SWNE	28.00	T06N R46E S32 NENW 32.00
	T06N R46E S32 NWNW	36.00	T06N R46E S32 SWNW 14.00
	T06N R46E S32 SENW	15.00	T06N R46E S32 Lot 3 NWSE 25.00

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T06N R46E S32 Lot 4 SWSE 1.30

1006.9 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 1006.9 acres in a single irrigation season. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160, 22-13144, 22-13148, 22-130B, 22-481A, 22-482A, 22-483A, 22-2029D, 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B.

Right Nos. 22-13144 and 22-13148 are limited to the irrigation of a combined total of 153.6 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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. 01.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Desert Ditch, South Beard Ditch and or North Beard Ditch.

This right is a split from former right 22-208A.

Failure of the right holder to comply with the conditions of transfer 74019 is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by transfer 74019 by November 23, 2008.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13160

NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: SOUTH LEIGH CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.630 CFS

The quantity of water diverted under this water right shall be from the portion awarded to IDAHO and deducted there from as set forth in Roxana Canal Co. v. Daniels, Equity No. 2447 (D. Wy. Feb. 4, 1941).

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).

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

The rights listed below are limited to a total combined diversion rate of 32.31 cfs. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160, 22-13144, 22-13148, 22-130B, 22-481A, 22-482A, 22-483A, 22-2029D, 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B.

PRIORITY DATE: 01/18/1905

POINT OF

DIVERSION: T06N R45E S32 NENWNE Lot 1 Within TETON County

The point of diversion for this water right is in Wyoming, T44N, R118W, Sec. 6 NESENE (L2), 6PM.

The point of diversion shown above is where the conveyance system enters Idaho.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.630 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S25	NESE	14.00	T06N R45E S25	NWSE	27.00
T06N R45E S25	SWSE	39.00	T06N R45E S25	SESE	37.00
T06N R45E S36	NENE	39.00	T06N R45E S36	SWNE	21.00
T06N R45E S36	SENE	25.00	T06N R45E S36	SWNW	7.60
T06N R45E S36	SENW	21.00	T06N R45E S36	NESW	40.00
T06N R45E S36	NWSE	39.00	T06N R46E S30	NESW	22.00
T06N R46E S30 Lot 3	NWSW	24.00	T06N R46E S30 Lot 4	SWSW	32.00
T06N R46E S30	SESW	37.00	T06N R46E S30	NESE	34.00
T06N R46E S30	NWSE	26.00	T06N R46E S30	SWSE	39.00
T06N R46E S30	SESE	39.00	T06N R46E S31	NENE	40.00
T06N R46E S31	NWNE	40.00	T06N R46E S31	SWNE	38.00

IDAHO DEPARTMENT OF WATER RESOURCES							
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW							
T06N R46E S31	SENE	22.00	T06N R46E S31	NENW	40.00		
T06N R46E S31 Lot 1	NWNW	38.00	T06N R46E S31 Lot 2	SWNW	26.00		
T06N R46E S31	SENE	35.00	T06N R46E S32 Lot 1	NWNE	14.00		
T06N R46E S32 Lot 2	SWNE	28.00	T06N R46E S32	NENW	32.00		
T06N R46E S32	NWNW	36.00	T06N R46E S32	SWNW	14.00		
T06N R46E S32	SENE	15.00	T06N R46E S32 Lot 3	NWSE	25.00		
T06N R46E S32 Lot 4	SWSE	1.30					

1006.9 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 736.3 acres in a single irrigation season. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160.

The rights listed below are limited to the irrigation of a combined total of 1006.9 acres in a single irrigation season. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160, 22-13144, 22-13148, 22-130B, 22-481A, 22-482A, 22-483A, 22-2029D, 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B.

This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 688.9 acres in a single irrigation season. Combined Right Nos.: 22-42, 22-160, 22-545, 22-616, 22-13160.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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. 01.

This water right is subject to the delivery provisions contained in Roxana Canal Co. v. Daniels, Equity No. 2447 (D. Wy. Feb. 4, 1941) ("Roxana decree"). Nothing in this Partial Decree is intended to relieve or alter the state of Idaho nor the state of Wyoming from their obligations contained in the Roxana decree.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

The right holder shall accomplish the change authorized by transfer 74019 by November 23, 2008.

Water is delivered through Killpack Pipeline.

This right is a split from former right 22-208.

Failure of the right holder to comply with the conditions of transfer 74019 is cause for the Director to rescind approval of the transfer.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.