

COPY

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2009 MAY 21 AM 12 43

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	)	Subcase No. 47-122, 47-124B, 47-138,
	)	47-158, 47-162A, 47-2551, 47-10693
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

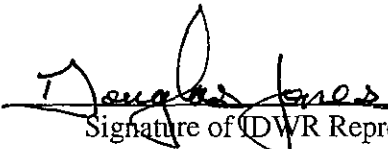
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

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: 5/21/09



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 5-21, 2009, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

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

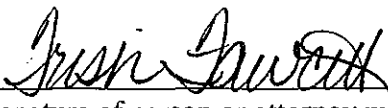
2. Copies to:

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

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

Brent Funk
Chalet Funk
2786 Rock Creek Rd
Hansen ID 83334

Lucy Gray Living Trust
3850 E 2950 N
Hansen ID 83334



Signature of person or attorney mailing the form

05/20/2009

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

RIGHT NUMBER: 47-122
NAME AND ADDRESS: CHALET FUNK
2786 B ROCK CREEK RD
HANSEN ID 83334
BRENT A FUNK
2786 B ROCK CREEK RD
HANSEN ID 83334

SOURCE: ROCK CREEK TRIBUTARY: SNAKE RIVER
QUANTITY: 0.240 CFS
64.00 AFY

The total instantaneous diversion of water from all points of diversion under rights 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A shall not exceed 5.01 cfs, nor total combined annual diversion volume of 928.0 af.

The rights listed below are limited to a total combined annual diversion volume of 928.0 af. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A

Right Nos. 47-10693, 47-00122 and 47-00158 are limited to a total combined annual diversion volume of 856.0 AF.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

PRIORITY DATE: 04/30/1890

POINT OF
DIVERSION:

T11S R18E S36 SENENW Within TWIN FALLS County
T11S R18E S36 NENESW Within TWIN FALLS County
T11S R18E S36 NESESW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.240 CFS 64.00 AFY

The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in TWIN FALLS County

T11S R18E S25	NWSE	40.00	T11S R18E S25	SWSE	40.00
T11S R18E S36	NWNE	40.00	T11S R18E S36	SWNE	35.00
T11S R18E S36	NENW	10.00	T11S R18E S36	SWNW	23.00
T11S R18E S36	SESW	25.00	T11S R18E S36	NESW	25.00
T11S R18E S36	NWSW	34.50	T11S R18E S36	NWSE	20.00

292.5 ACRES TOTAL

This right is limited to the irrigation of 16 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 232.0 acres in a single irrigation season. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, 47-2551, & 47-162A

Right Nos. 47-10693, 47-00122 and 47-00158 are limited to the irrigation of a combined total of 214.0 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

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

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

292.5 ACRES TOTAL

This right is limited to the irrigation of 18 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 232.0 acres in a single irrigation season. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, 47-2551, & 47-162A

Right Nos. 47-124B, 47-138 and 47-162A are limited to the irrigation of a combined total of 18.0 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

A portion of combined Rights 47-124B, 47-138 and 47-162A, 0.55 cfs, is limited to use for conveyance losses in delivery of these rights.

05/20/2009

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

RIGHT NUMBER: 47-138
NAME AND ADDRESS: BRENT A FUNK
2786 B ROCK CREEK RD
HANSEN ID 83334

CHALET FUNK
2786 B ROCK CREEK RD
HANSEN ID 83334

SOURCE: ROCK CREEK TRIBUTARY: SNAKE RIVER
QUANTITY: 0.360 CFS
72.00 AFY

The total instantaneous diversion of water from all points of diversion under rights 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A shall not exceed 5.01 cfs, nor total combined annual diversion volume of 928.0 af.

The rights listed below are limited to a total combined annual diversion volume of 928.0 af. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

Right Nos. 47-124B, 47-138 and 47-162A are limited to a total combined annual diversion volume of 72.0 AF.

PRIORITY DATE: 10/30/1887

POINT OF DIVERSION:

T11S R18E S36 SENENW Within TWIN FALLS County
T11S R18E S36 NENESW Within TWIN FALLS County
T11S R18E S36 NESESW Within TWIN FALLS County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.360 CFS 72.00 AFY

The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in TWIN FALLS County

T11S R18E S25	NWSE	40.00	T11S R18E S25	SWSE	40.00
T11S R18E S36	NWNE	40.00	T11S R18E S36	SWNE	35.00
T11S R18E S36	NENW	10.00	T11S R18E S36	SWNW	23.00
T11S R18E S36	SENW	25.00	T11S R18E S36	NESW	25.00
T11S R18E S36	NWSW	34.50	T11S R18E S36	NWSE	20.00

292.5 ACRES TOTAL

This right is limited to the irrigation of 18 acres within the place of use described above in a single irrigation season.

Right Nos. 47-124B, 47-138 and 47-162A are limited to the irrigation of a combined total of 18.0 acres in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 232.0 acres in a single irrigation season. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, 47-2551, & 47-162A

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

A portion of combined Rights 47-124B, 47-138 and 47-162A, 0.55 cfs, is limited to use for conveyance losses in delivery of these rights.

Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

05/20/2009

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

RIGHT NUMBER: 47-158

NAME AND ADDRESS: BRENT A FUNK
2786 B ROCK CREEK RD
HANSEN ID 83334CHALET FUNK
2786 B ROCK CREEK RD
HANSEN ID 83334

SOURCE: ROCK CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.660 CFS
444.00 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

The rights listed below are limited to a total combined annual diversion volume of 928.0 af. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A

The total instantaneous diversion of water from all points of diversion under rights 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A shall not exceed 5.01 cfs, nor total combined annual diversion volume of 928.0 af.

Right Nos. 47-10693, 47-00122 and 47-00158 are limited to a total combined annual diversion volume of 856.0 AF.

PRIORITY DATE: 03/14/1892

POINT OF
DIVERSION:

T11S R18E S36 SENENW Within TWIN FALLS County
T11S R18E S36 NENESW Within TWIN FALLS County
T11S R18E S36 NESESW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.660 CFS 444.00 AFY

The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in TWIN FALLS County

T11S R18E S25	NWSE	40.00	T11S R18E S25	SWSE	40.00
T11S R18E S36	NWNE	40.00	T11S R18E S36	SWNE	35.00
T11S R18E S36	NENW	10.00	T11S R18E S36	SWNW	23.00
T11S R18E S36	SENW	25.00	T11S R18E S36	NESW	25.00
T11S R18E S36	NWSW	34.50	T11S R18E S36	NWSE	20.00

292.5 ACRES TOTAL

Right Nos. 47-10693, 47-00122 and 47-00158 are limited to the irrigation of a combined total of 214.0 acres in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 232.0 acres in a single irrigation season. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, 47-2551, & 47-162A

This right is limited to the irrigation of 111 acres within the place of use described above 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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

05/20/2009

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

RIGHT NUMBER: 47-162A

NAME AND ADDRESS: BRENT A FUNK
2786 B ROCK CREEK RD
HANSEN ID 83334CHALET FUNK
2786 B ROCK CREEK RD
HANSEN ID 83334

SOURCE: ROCK CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.350 CFS
72.00 AFY

The rights listed below are limited to a total combined annual diversion volume of 928.0 af. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A

Right Nos. 47-124B, 47-138 and 47-162A are limited to a total combined annual diversion volume of 72.0 AF.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

The total instantaneous diversion of water from all points of diversion under rights 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A shall not exceed 5.01 cfs, nor total combined annual diversion volume of 928.0 af.

PRIORITY DATE: 03/14/1892

POINT OF
DIVERSION:

T11S R18E S36 SENENW Within TWIN FALLS County
T11S R18E S36 NENESW Within TWIN FALLS County
T11S R18E S36 NESESW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
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IRRIGATION	04/01 10/31	0.350 CFS 72.00 AFY
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The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in TWIN FALLS County

T11S R18E S25	NWSE	40.00	T11S R18E S25	SWSE	40.00
T11S R18E S36	NWNE	40.00	T11S R18E S36	SWNE	35.00
T11S R18E S36	NENW	10.00	T11S R18E S36	SWNW	23.00
T11S R18E S36	SENW	25.00	T11S R18E S36	NESW	25.00
T11S R18E S36	NWSW	34.50	T11S R18E S36	NWSE	20.00

292.5 ACRES TOTAL

This right is limited to the irrigation of 18 acres within the place of use described above in a single irrigation season.

Right Nos. 47-124B, 47-138 and 47-162A are limited to the irrigation of a combined total of 18.0 acres in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 232.0 acres in a single irrigation season. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, 47-2551, & 47-162A

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

A portion of combined Rights 47-124B, 47-138 and 47-162A, 0.55 cfs, is limited to use for conveyance losses in delivery of these rights.

05/20/2009

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

RIGHT NUMBER: 47-2551

NAME AND ADDRESS: BRENT A FUNK
2786 B ROCK CREEK RD
HANSEN ID 83334

CHALET FUNK
2786 B ROCK CREEK RD
HANSEN ID 83334

SOURCE: GROUND WATER TRIBUTARY;

QUANTITY: 3.940 CFS
788.00 AFY

Right No. 47-02551 when combined with Rock Creek Right Nos.
47-10693, 47-00122, 47-00124B, 47-00138 and 47-00158 shall not exceed
a total combined annual diversion volume of 928.0 af.

This right when combined with all other rights shall provide no more than .02
cfs per acre nor more than 4.0 afa per acre for irrigation of the lands below.

PRIORITY DATE: 05/02/1955

POINT OF
DIVERSION:

T11S R18E S36 SESWNW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
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IRRIGATION	04/01 10/31	3.940 CFS 788.00 AFY
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The use of water for irrigation under this right may begin as early as March
15 and may continue to as late as November 15, provided other elements of
the right are not exceeded. The use of water before April 1 and after
October 31 under this remark is subordinate to all water rights having no
subordinated early or late irrigation use and a priority date earlier than the
date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in TWIN FALLS County

T11S R18E S25	NWSE	40.00	T11S R18E S25	SWSE	40.00
T11S R18E S36	NWNE	40.00	T11S R18E S36	SWNE	35.00
T11S R18E S36	NENW	10.00	T11S R18E S36	SWNW	23.00
T11S R18E S36	SENE	25.00	T11S R18E S36	NESW	25.00
T11S R18E S36	NWSW	34.50	T11S R18E S36	NWSE	20.00

292.5 ACRES TOTAL

Right No. 47-02551 is limited to the irrigation of 197.0 acres in 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 232
acres in a single irrigation season. Combined Right Nos.: 47-2551, 47-10693,
47-122, 47-158, 47-124B, 47-138, 47-162A

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.

This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

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.

05/20/2009

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

RIGHT NUMBER: 47-10693
NAME AND ADDRESS: BRENT A FUNK
2786 B ROCK CREEK RD
HANSEN ID 83334

CHALET FUNK
2786 B ROCK CREEK RD
HANSEN ID 83334

SOURCE: ROCK CREEK TRIBUTARY: SNAKE RIVER
QUANTITY: 2.240 CFS
596.00 AFY

Right Nos. 47-10693, 47-00122 and 47-00158 are limited to a total combined annual diversion volume of 856.0 AF.

The total instantaneous diversion of water from all points of diversion under rights 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A shall not exceed 5.01 cfs, nor total combined annual diversion volume of 928.0 af.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

The rights listed below are limited to a total combined annual diversion volume of 928.0 af. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, & 47-162A

PRIORITY DATE: 05/15/1879

POINT OF
DIVERSION:

T11S R18E S36 SENENW Within TWIN FALLS County
T11S R18E S36 NENESW Within TWIN FALLS County
T11S R18E S36 NESESW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.240 CFS 596.00 AFY

The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in TWIN FALLS County

T11S R18E S25	NWSE	40.00	T11S R18E S25	SWSE	40.00
T11S R18E S36	NWNE	40.00	T11S R18E S36	SWNE	35.00
T11S R18E S36	NENW	10.00	T11S R18E S36	SWNW	23.00
T11S R18E S36	SESW	25.00	T11S R18E S36	NESW	25.00
T11S R18E S36	NWSW	34.50	T11S R18E S36	NWSE	20.00

292.5 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 232.0 acres in a single irrigation season. Combined Right Nos.: 47-10693, 47-122, 47-124B, 47-138, 47-158, 47-2551, & 47-162A

This right is limited to the irrigation of 149 acres within the place of use described above in a single irrigation season.

Right Nos. 47-10693, 47-00122 and 47-00158 are limited to the irrigation of a combined total of 214.0 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a combination of old Right Nos. 47-121 & 47-123.

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

Use of water under this water right will be regulated by the watermaster of State Water District No. 8 DISTRICT.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.