

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 83144**

SUPPORT DATA

This is to certify that: **ARK PROPERTIES INC**
11204 N BAR 21 DR
GLENN'S FERRY, ID 83623

IN FILE # 281A

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

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
61-10377A	WR/DECREED	3/1/1867	1.490 cfs	N/A	216.0	1605.0	BENNETT CREEK
61-10377C	WR/DECREED	3/1/1867	2.130 cfs	N/A	308.0	1605.0	BENNETT CREEK
61-10377D	WR/DECREED	3/1/1867	0.550 cfs	N/A	80.0	1605.0	BENNETT CREEK
61-2006A	WR/DECREED	1/28/1908	0.420 cfs	N/A	216.0	1605.0	BENNETT CREEK
61-2006F	WR/DECREED	1/28/1908	2.810 cfs	N/A	308.0	1605.0	BENNETT CREEK
61-2006G	WR/DECREED	1/28/1908	0.730 cfs	N/A	80.0	1605.0	BENNETT CREEK
61-2013A	WR/DECREED	3/17/1909	0.040 cfs	N/A	N/A	N/A	BENNETT CREEK
61-2013B	WR/DECREED	3/17/1909	0.080 cfs	N/A	N/A	N/A	BENNETT CREEK
61-281A	WR/DECREED	3/1/1872	1.020 cfs	N/A	216.0	1605.0	BENNETT CREEK
61-281C	WR/DECREED	3/1/1872	1.460 cfs	N/A	308.0	1605.0	BENNETT CREEK
61-281D	WR/DECREED	3/1/1872	0.380 cfs	N/A	80.0	1605.0	BENNETT CREEK
61-282A	WR/DECREED	4/1/1883	0.370 cfs	N/A	216.0	1605.0	BENNETT CREEK
61-282C	WR/DECREED	4/1/1883	0.520 cfs	N/A	308.0	1605.0	BENNETT CREEK
61-282D	WR/DECREED	4/1/1883	0.130 cfs	N/A	80.0	1605.0	BENNETT CREEK
61-287	WR/DECREED	10/1/1887	1.370 cfs	N/A	54.8	1605.0	BENNETT CREEK
61-358A	WR/DECREED	3/1/1892	0.160 cfs	N/A	216.0	1605.0	BENNETT CREEK
61-358C	WR/DECREED	3/1/1892	0.230 cfs	N/A	308.0	1605.0	BENNETT CREEK
61-358D	WR/DECREED	3/1/1892	0.060 cfs	N/A	80.0	1605.0	BENNETT CREEK
61-361A	WR/DECREED	3/1/1876	0.250 cfs	N/A	216.0	1605.0	BENNETT CREEK
61-361C	WR/DECREED	3/1/1876	0.360 cfs	N/A	308.0	1605.0	BENNETT CREEK
61-361D	WR/DECREED	3/1/1876	0.090 cfs	N/A	80.0	1605.0	BENNETT CREEK
61-362C	WR/DECREED	3/1/1892	0.610 cfs	N/A	216.0	1605.0	BENNETT CREEK
61-362E	WR/DECREED	3/1/1892	0.870 cfs	N/A	308.0	1605.0	BENNETT CREEK
61-362F	WR/DECREED	3/1/1892	0.230 cfs	N/A	80.0	1605.0	BENNETT CREEK

Associated Water Rights Also Included in the Transfer Approval (Conditions Updated)

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
61-302	WR/DECREED	1/19/1961	4.320 cfs	864.0 af	216.0	1605.0	GROUND WATER

Transfer No. 83144

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 83144**

Associated Water Rights Also Included in the Transfer Approval (Conditions Updated)

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
61-300	WR/DECREED	5/1/1889	2.500 cfs	500.0 af	124.1	1605.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
61-10377A	NO	NO	NO	YES	NO	NO
61-10377C	NO	NO	NO	YES	NO	NO
61-10377D	NO	NO	NO	YES	NO	NO
61-2006A	NO	NO	NO	YES	NO	NO
61-2006F	NO	NO	NO	YES	NO	NO
61-2006G	NO	NO	NO	YES	NO	NO
61-2013A	NO	NO	NO	YES	NO	NO
61-2013B	NO	NO	NO	YES	NO	NO
61-281A	NO	NO	NO	YES	NO	NO
61-281C	NO	NO	NO	YES	NO	NO
61-281D	NO	NO	NO	YES	NO	NO
61-282A	NO	NO	NO	YES	NO	NO
61-282C	NO	NO	NO	YES	NO	NO
61-282D	NO	NO	NO	YES	NO	NO
61-287	NO	NO	NO	YES	NO	NO
61-358A	NO	NO	NO	YES	NO	NO
61-358C	NO	NO	NO	YES	NO	NO
61-358D	NO	NO	NO	YES	NO	NO
61-361A	NO	NO	NO	YES	NO	NO
61-361C	NO	NO	NO	YES	NO	NO
61-361D	NO	NO	NO	YES	NO	NO
61-362C	NO	NO	NO	YES	NO	NO
61-362E	NO	NO	NO	YES	NO	NO
61-362F	NO	NO	NO	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
61-10377A	61-10377A	1.490 cfs	N/A	216.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-10377C	61-10377C	2.130 cfs	N/A	308.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-10377D	61-10377D	0.550 cfs	N/A	80.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-2006A	61-2006A	0.420 cfs	N/A	216.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-2006F	61-2006F	2.810 cfs	N/A	308.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-2006G	61-2006G	0.730 cfs	N/A	80.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-2013A	61-2013A	0.040 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
61-2013B	61-2013B	0.080 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
61-281A	61-281A	1.020 cfs	N/A	216.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-281C	61-281C	1.460 cfs	N/A	308.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-281D	61-281D	0.380 cfs	N/A	80.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-282A	61-282A	0.370 cfs	N/A	216.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-282C	61-282C	0.520 cfs	N/A	308.0	1605.0	N/A	N/A	N/A	N/A	N/A

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**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
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Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
61-282D	61-282D	0.130 cfs	N/A	80.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-287	61-287	1.370 cfs	N/A	54.8	1605.0	N/A	N/A	N/A	N/A	N/A
61-358A	61-358A	0.160 cfs	N/A	216.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-358C	61-358C	0.230 cfs	N/A	308.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-358D	61-358D	0.060 cfs	N/A	80.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-361A	61-361A	0.250 cfs	N/A	216.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-361C	61-361C	0.360 cfs	N/A	308.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-361D	61-361D	0.090 cfs	N/A	80.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-362C	61-362C	0.610 cfs	N/A	216.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-362E	61-362E	0.870 cfs	N/A	308.0	1605.0	N/A	N/A	N/A	N/A	N/A
61-362F	61-362F	0.230 cfs	N/A	80.0	1605.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		16.360 cfs	N/A	658.8	1605.0		N/A	N/A	N/A	N/A

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

Dated this 30th day of January, 2020.



for Chief, Water Allocation Bureau

WATER RIGHT NO. 61-281A
As Modified by Transfer No. 83144

In accordance with the approval of Transfer No. 83144, Water Right No. 61-281A is now described as follows:

Right Holder: ARK PROPERTIES INC
 11204 N BAR 21 DR
 GLENNS FERRY, ID 83623

Priority Date: 3/1/1872

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
 IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
 1.020 cfs
 1.020 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK NWNW
 BENNETT CREEK SESW

Sec 25 Twp 03S Rge 08E ELMORE County
 Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0			560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 216.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 216 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281A, 61-282A, 61-302, 61-358A, 61-361A, 61-362C, 61-2006A, and 61-10377A when combined shall not exceed a total diversion rate of 4.32 cfs and the irrigation of 216 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-281A
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-282C**As Modified by Transfer No. 83144**

In accordance with the approval of Transfer No. 83144, Water Right No. 61-282C is now described as follows:

Right Holder: ARK PROPERTIES LLC
C/O JOHN MC CALLUM
11204 N BAR 21 DR
GLENNS FERRY, ID 83623-5033

Priority Date: 4/1/1883

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

0.520 cfs

0.520 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK
BENNETT CREEK

NWNW
SESW

Sec 25 Twp 03S Rge 08E ELMORE County
Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 308.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 308 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281C, 61-282C, 61-358C, 61-361C, 61-362E, 61-2006F, 61-2208 and 61-10377C when combined shall not exceed the irrigation of 308.0 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-282C
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-358C**As Modified by Transfer No. 83144**

In accordance with the approval of Transfer No. 83144, Water Right No. 61-358C is now described as follows:

Right Holder: ARK PROPERTIES LLC
C/O JOHN MC CALLUM
11204 N BAR 21 DR
GLENNS FERRY, ID 83623-5033

Priority Date: 3/1/1892

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

0.230 cfs

0.230 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK
BENNETT CREEK

NWNW
SESW

Sec 25 Twp 03S Rge 08E ELMORE County
Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 308.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 308 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281C, 61-282C, 61-358C, 61-361C, 61-362E, 61-2006F, 61-2208 and 61-10377C when combined shall not exceed the irrigation of 308.0 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

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WATER RIGHT NO. 61-358C
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-361C**As Modified by Transfer No. 83144**

In accordance with the approval of Transfer No. 83144, Water Right No. 61-361C is now described as follows:

Right Holder: ARK PROPERTIES LLC
C/O JOHN MC CALLUM
11204 N BAR 21 DR
GLENNS FERRY, ID 83623-5033

Priority Date: 3/1/1876

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
0.360 cfs
0.360 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK
BENNETT CREEK

NWNW
SESW

Sec 25 Twp 03S Rge 08E ELMORE County
Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 308.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 308 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281C, 61-282C, 61-358C, 61-361C, 61-362E, 61-2006F, 61-2208 and 61-10377C when combined shall not exceed the irrigation of 308.0 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

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WATER RIGHT NO. 61-361C
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-362E**As Modified by Transfer No. 83144**

In accordance with the approval of Transfer No. 83144, Water Right No. 61-362E is now described as follows:

Right Holder: ARK PROPERTIES INC
11204 N BAR 21 DR
GLENN'S FERRY, ID 83623

Priority Date: 3/1/1892

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
0.870 cfs
0.870 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK NWNW
BENNETT CREEK SESW

Sec 25 Twp 03S Rge 08E ELMORE County
Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0			440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 308.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 308 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281C, 61-282C, 61-358C, 61-361C, 61-362E, 61-2006F, 61-2208 and 61-10377C when combined shall not exceed the irrigation of 308.0 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-362E
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-362F**As Modified by Transfer No. 83144**

In accordance with the approval of Transfer No. 83144, Water Right No. 61-362F is now described as follows:

Right Holder: ARK PROPERTIES LLC
C/O JOHN MC CALLUM
11204 N BAR 21 DR
GLENNS FERRY, ID 83623-5033

Priority Date: 3/1/1892

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

0.230 cfs

0.230 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK
BENNETT CREEK

NWNW
SESW

Sec 25 Twp 03S Rge 08E ELMORE County
Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0				40.0				252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 80.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281D, 61-282D, 61-358D, 61-361D, 61-362F, 61-2006G and 61-10377D when combined shall not exceed a total annual maximum diversion volume of 320 af at field headgate, and the irrigation of 80.0 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-362F
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-2006F
As Modified by Transfer No. 83144

In accordance with the approval of Transfer No. 83144, Water Right No. 61-2006F is now described as follows:

Right Holder: ARK PROPERTIES LLC
C/O JOHN MC CALLUM
11204 N BAR 21 DR
GLENNS FERRY, ID 83623-5033

Priority Date: 1/28/1908

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From
03/15

To
to 11/15

Diversion Rate
2.810 cfs
2.810 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK
BENNETT CREEK

NWNW
SESW

Sec 25 Twp 03S Rge 08E ELMORE County
Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 308.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 308 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281C, 61-282C, 61-358C, 61-361C, 61-362E, 61-2006F, 61-2208 and 61-10377C when combined shall not exceed the irrigation of 308.0 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-2006F
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-10377C
As Modified by Transfer No. 83144

In accordance with the approval of Transfer No. 83144, Water Right No. 61-10377C is now described as follows:

Right Holder: ARK PROPERTIES LLC
C/O JOHN MC CALLUM
11204 N BAR 21 DR
GLENNS FERRY, ID 83623-5033

Priority Date: 3/1/1867

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
2.130 cfs
2.130 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK NWNW Sec 25 Twp 03S Rge 08E ELMORE County
BENNETT CREEK SESW Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0			560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 308.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 308 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281C, 61-282C, 61-358C, 61-361C, 61-362E, 61-2006F, 61-2208 and 61-10377C when combined shall not exceed the irrigation of 308.0 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-10377C
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-10377A
As Modified by Transfer No. 83144

In accordance with the approval of Transfer No. 83144, Water Right No. 61-10377A is now described as follows:

Right Holder: ARK PROPERTIES INC
 11204 N BAR 21 DR
 GLENNS FERRY, ID 83623

Priority Date: 3/1/1867

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
 IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
 1.490 cfs
 1.490 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK NWNW
 BENNETT CREEK SESW

Sec 25 Twp 03S Rge 08E ELMORE County
 Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0			560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 216.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 216 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281A, 61-282A, 61-302, 61-358A, 61-361A, 61-362C, 61-2006A, and 61-10377A when combined shall not exceed a total diversion rate of 4.32 cfs and the irrigation of 216 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-10377A
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-281D
As Modified by Transfer No. 83144

In accordance with the approval of Transfer No. 83144, Water Right No. 61-281D is now described as follows:

Right Holder: ARK PROPERTIES LLC
 C/O JOHN MC CALLUM
 11204 N BAR 21 DR
 GLENNS FERRY, ID 83623-5033

Priority Date: 3/1/1872

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
 IRRIGATION

From 03/15 **to** 11/15

Diversion Rate
 0.380 cfs
 0.380 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK
 BENNETT CREEK

NWNW
 SESW

Sec 25 Twp 03S Rge 08E ELMORE County
 Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 80.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281D, 61-282D, 61-358D, 61-361D, 61-362F, 61-2006G and 61-10377D when combined shall not exceed a total annual maximum diversion volume of 320 af at field headgate, and the irrigation of 80.0 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-281D

As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-282D**As Modified by Transfer No. 83144**

In accordance with the approval of Transfer No. 83144, Water Right No. 61-282D is now described as follows:

Right Holder: ARK PROPERTIES LLC
C/O JOHN MC CALLUM
11204 N BAR 21 DR
GLENNS FERRY, ID 83623-5033

Priority Date: 4/1/1883

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

0.130 cfs

0.130 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK
BENNETT CREEK

NWNW
SESW

Sec 25 Twp 03S Rge 08E ELMORE County
Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 80.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281D, 61-282D, 61-358D, 61-361D, 61-362F, 61-2006G and 61-10377D when combined shall not exceed a total annual maximum diversion volume of 320 af at field headgate, and the irrigation of 80.0 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-282D

As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-281C
As Modified by Transfer No. 83144

In accordance with the approval of Transfer No. 83144, Water Right No. 61-281C is now described as follows:

Right Holder: ARK PROPERTIES LLC
C/O JOHN MC CALLUM
11204 N BAR 21 DR
GLENNS FERRY, ID 83623-5033

Priority Date: 3/1/1872

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
1.460 cfs
1.460 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK NWNW
BENNETT CREEK SESW

Sec 25 Twp 03S Rge 08E ELMORE County
Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0			40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 308.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 308 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281C, 61-282C, 61-358C, 61-361C, 61-362E, 61-2006F, 61-2208 and 61-10377C when combined shall not exceed the irrigation of 308.0 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-281C
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-358D**As Modified by Transfer No. 83144**

In accordance with the approval of Transfer No. 83144, Water Right No. 61-358D is now described as follows:

Right Holder: ARK PROPERTIES LLC
C/O JOHN MC CALLUM
11204 N BAR 21 DR
GLENN'S FERRY, ID 83623-5033

Priority Date: 3/1/1892

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From 03/15 **to** 11/15

Diversion Rate
0.060 cfs
0.060 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK NWNW
BENNETT CREEK SESW

Sec 25 Twp 03S Rge 08E ELMORE County
Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 80.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281D, 61-282D, 61-358D, 61-361D, 61-362F, 61-2006G and 61-10377D when combined shall not exceed a total annual maximum diversion volume of 320 af at field headgate, and the irrigation of 80.0 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-358D
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-361D
As Modified by Transfer No. 83144

In accordance with the approval of Transfer No. 83144, Water Right No. 61-361D is now described as follows:

Right Holder: ARK PROPERTIES LLC
C/O JOHN MC CALLUM
11204 N BAR 21 DR
GLENNS FERRY, ID 83623-5033

Priority Date: 3/1/1876

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
0.090 cfs
0.090 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK NWNW
BENNETT CREEK SESW

Sec 25 Twp 03S Rge 08E ELMORE County
Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 80.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281D, 61-282D, 61-358D, 61-361D, 61-362F, 61-2006G and 61-10377D when combined shall not exceed a total annual maximum diversion volume of 320 af at field headgate, and the irrigation of 80.0 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-361D

As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-2006G
As Modified by Transfer No. 83144

In accordance with the approval of Transfer No. 83144, Water Right No. 61-2006G is now described as follows:

Right Holder: ARK PROPERTIES LLC
 C/O JOHN MC CALLUM
 11204 N BAR 21 DR
 GLENNS FERRY, ID 83623-5033

Priority Date: 1/28/1908

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
 IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
 0.730 cfs
 0.730 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK
 BENNETT CREEK

NWNW
 SESW

Sec 25 Twp 03S Rge 08E ELMORE County
 Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 80.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281D, 61-282D, 61-358D, 61-361D, 61-362F, 61-2006G and 61-10377D when combined shall not exceed a total annual maximum diversion volume of 320 af at field headgate, and the irrigation of 80.0 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-2006G
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-10377D **As Modified by Transfer No. 83144**

In accordance with the approval of Transfer No. 83144, Water Right No. 61-10377D is now described as follows:

Right Holder: ARK PROPERTIES LLC
C/O JOHN MC CALLUM
11204 N BAR 21 DR
GLENNS FERRY, ID 83623-5033

Priority Date: 3/1/1867

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
0.550 cfs
0.550 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK
BENNETT CREEK

NWNW
SESW

Sec 25 Twp 03S Rge 08E ELMORE County
Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0			560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0				40.0				252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 80.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281D, 61-282D, 61-358D, 61-361D, 61-362F, 61-2006G and 61-10377D when combined shall not exceed a total annual maximum diversion volume of 320 af at field headgate, and the irrigation of 80.0 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-10377D
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-287**As Modified by Transfer No. 83144**

In accordance with the approval of Transfer No. 83144, Water Right No. 61-287 is now described as follows:

Right Holder: ARK PROPERTIES LLC
C/O JOHN MC CALLUM
11204 N BAR 21 DR
GLENNS FERRY, ID 83623-5033

Priority Date: 10/1/1887

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

1.370 cfs

1.370 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK
BENNETT CREEK

NWNW
SESW

Sec 25 Twp 03S Rge 08E ELMORE County
Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 54.8

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 54.8 acres within the authorized place of use in a single irrigation season.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-287
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

3. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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. 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. 61C.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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.

WATER RIGHT NO. 61-282A
As Modified by Transfer No. 83144

In accordance with the approval of Transfer No. 83144, Water Right No. 61-282A is now described as follows:

Right Holder: ARK PROPERTIES INC
 11204 N BAR 21 DR
 GLENNS FERRY, ID 83623

Priority Date: 4/1/1883

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

to 11/15

To

Diversion Rate

0.370 cfs

0.370 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK NWNW
 BENNETT CREEK SESW

Sec 25 Twp 03S Rge 08E ELMORE County
 Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 216.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 216 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281A, 61-282A, 61-302, 61-358A, 61-361A, 61-362C, 61-2006A, and 61-10377A when combined shall not exceed a total diversion rate of 4.32 cfs and the irrigation of 216 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-282A
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-358A**As Modified by Transfer No. 83144**

In accordance with the approval of Transfer No. 83144, Water Right No. 61-358A is now described as follows:

Right Holder: ARK PROPERTIES INC
11204 N BAR 21 DR
GLENN'S FERRY, ID 83623

Priority Date: 3/1/1892

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

0.160 cfs

0.160 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK
BENNETT CREEK

NWNW
SESW

Sec 25 Twp 03S Rge 08E ELMORE County
Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0			40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 216.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 216 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281A, 61-282A, 61-302, 61-358A, 61-361A, 61-362C, 61-2006A, and 61-10377A when combined shall not exceed a total diversion rate of 4.32 cfs and the irrigation of 216 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-358A
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-361A
As Modified by Transfer No. 83144

In accordance with the approval of Transfer No. 83144, Water Right No. 61-361A is now described as follows:

Right Holder: ARK PROPERTIES INC
 11204 N BAR 21 DR
 GLENN'S FERRY, ID 83623

Priority Date: 3/1/1876

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

to

To

11/15

Diversion Rate

0.250 cfs

0.250 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK
 BENNETT CREEK

NWNW
 SESW

Sec 25 Twp 03S Rge 08E ELMORE County
 Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2				L 3	L 4										
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0			40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 216.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 216 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281A, 61-282A, 61-302, 61-358A, 61-361A, 61-362C, 61-2006A, and 61-10377A when combined shall not exceed a total diversion rate of 4.32 cfs and the irrigation of 216 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-361A

As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-362C**As Modified by Transfer No. 83144**

In accordance with the approval of Transfer No. 83144, Water Right No. 61-362C is now described as follows:

Right Holder: ARK PROPERTIES INC
11204 N BAR 21 DR
GLENN'S FERRY, ID 83623

Priority Date: 3/1/1892

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

to 11/15

To**Diversion Rate**

0.610 cfs

0.610 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK
BENNETT CREEK

NWNW
SESW

Sec 25 Twp 03S Rge 08E ELMORE County
Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2				L 3	L 4										
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0			40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 216.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 216 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281A, 61-282A, 61-302, 61-358A, 61-361A, 61-362C, 61-2006A, and 61-10377A when combined shall not exceed a total diversion rate of 4.32 cfs and the irrigation of 216 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-362C

As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-2006A
As Modified by Transfer No. 83144

In accordance with the approval of Transfer No. 83144, Water Right No. 61-2006A is now described as follows:

Right Holder: ARK PROPERTIES INC
 11204 N BAR 21 DR
 GLENN'S FERRY, ID 83623

Priority Date: 1/28/1908

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

to

To

11/15

Diversion Rate

0.420 cfs

0.420 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK
 BENNETT CREEK

NWNW
 SESW

Sec 25 Twp 03S Rge 08E ELMORE County
 Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0			40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 216.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 216 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281A, 61-282A, 61-302, 61-358A, 61-361A, 61-362C, 61-2006A, and 61-10377A when combined shall not exceed a total diversion rate of 4.32 cfs and the irrigation of 216 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-2006A
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 83144 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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).
6. 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. 61C.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 61-2013A
As Modified by Transfer No. 83144

In accordance with the approval of Transfer No. 83144, Water Right No. 61-2013A is now described as follows:

Right Holder: ARK PROPERTIES INC
 11204 N BAR 21 DR
 GLENN'S FERRY, ID 83623

Priority Date: 3/17/1909

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
 STOCKWATER

From 1/01 **to** 12/31

Diversion Rate
 0.040 cfs
 0.040 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK
 BENNETT CREEK

NWNW
 SESW

Sec 25 Twp 03S Rge 08E ELMORE County
 Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					X	X	X	X	X	X	X	X					
04S	08E	1		X	X		X	X	X	X	X	X		X		X	X		
				L 2			L 3	L 4											
04S	08E	11																X	
04S	08E	12	X	X	X	X	X	X	X	X	X	X	X	X		X	X		
04S	08E	13		X	X		X	X		X	X					X			
04S	08E	14	X																

CONDITIONS OF APPROVAL

1. The quantity of water decreed for this water right is not a determination of historical beneficial use.
2. The quantity of water under this right shall not exceed 13,000 gallons per day.
3. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. 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. 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.

Transfer No. 83144

WATER RIGHT NO. 61-2013B
As Modified by Transfer No. 83144

In accordance with the approval of Transfer No. 83144, Water Right No. 61-2013B is now described as follows:

Right Holder: ARK PROPERTIES LLC
 C/O JOHN MC CALLUM
 11204 N BAR 21 DR
 GLENNS FERRY, ID 83623-5033

Priority Date: 3/17/1909

Source: BENNETT CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

STOCKWATER

From

1/01

to 12/31

To

Diversion Rate

0.080 cfs

0.080 cfs

LOCATION OF POINT(S) OF DIVERSION

BENNETT CREEK
 BENNETT CREEK

NWNW
 SESW

Sec 25 Twp 03S Rge 08E ELMORE County
 Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					X	X	X	X	X	X	X	X					
04S	08E	1		X	X		X	X	X	X	X	X		X		X	X		
				L 2			L 3	L 4											
04S	08E	11																X	
04S	08E	12	X	X	X	X	X	X	X	X	X	X	X	X		X	X		
04S	08E	13		X	X		X	X		X	X					X			
04S	08E	14	X																

CONDITIONS OF APPROVAL

1. The quantity of water decreed for this water right is not a determination of historical beneficial use.
2. The quantity of water under this right shall not exceed 13,000 gallons per day.
3. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 83144

WATER RIGHT NO. 61-2013B
As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

5. 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.



WATER RIGHT NO. 61-302
As Modified by Transfer No. 83144

In accordance with the approval of Transfer No. 83144, Water Right No. 61-302 is now described as follows:

Right Holder: ARK PROPERTIES INC
 11204 N BAR 21 DR
 GLENNS FERRY, ID 83623

Priority Date: 1/19/1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	4.320 cfs 4.320 cfs	864.0 af 864.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENWSE Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0			560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 216.0

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 216 acres within the authorized place of use in a single irrigation season.
2. Rights 61-281A, 61-282A, 61-302, 61-358A, 61-361A, 61-362C, 61-2006A, and 61-10377A when combined shall not exceed a total diversion rate of 4.32 cfs and the irrigation of 216 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83144

WATER RIGHT NO. 61-302

As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

4. The rights listed under Transfer 77754 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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. 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.
6. The following rights are diverted through point of diversion described above: 61-300, 61-302.
7. Water temperature measured at 140 degrees F.
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.

WATER RIGHT NO. 61-300**As Modified by Transfer No. 83144**

In accordance with the approval of Transfer No. 83144, Water Right No. 61-300 is now described as follows:

Right Holder: ARK PROPERTIES INC
11204 N BAR 21 DR
GLENNS FERRY, ID 83623

Priority Date: 5/1/1889

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	2.500 cfs	500.0 af
			2.500 cfs	500.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENWSE Sec 1 Twp 04S Rge 08E ELMORE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	08E	36					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
04S	08E	1		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0		40.0		40.0	40.0		440.0
				L 2			L 3	L 4											
04S	08E	11																30.0	30.0
04S	08E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		560.0
04S	08E	13		40.0	40.0		40.0	12.0		40.0	40.0					40.0			252.0
04S	08E	14	3.0																3.0

Right Acre Limit: 124.1

POU Total Acres: 1605.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 124.1 acres within the authorized place of use in a single irrigation season.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
3. The rights listed under Transfer 77754 are limited to the irrigation of a specific 783 acres within the 1605 acre place of use in a single irrigation season. The specific 783 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. Before changing the 783 acres to be irrigated within the 1605 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.

Transfer No. 83144

WATER RIGHT NO. 61-300

As Modified by Transfer No. 83144

CONDITIONS OF APPROVAL

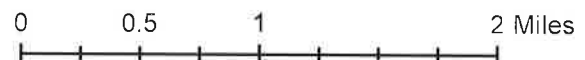
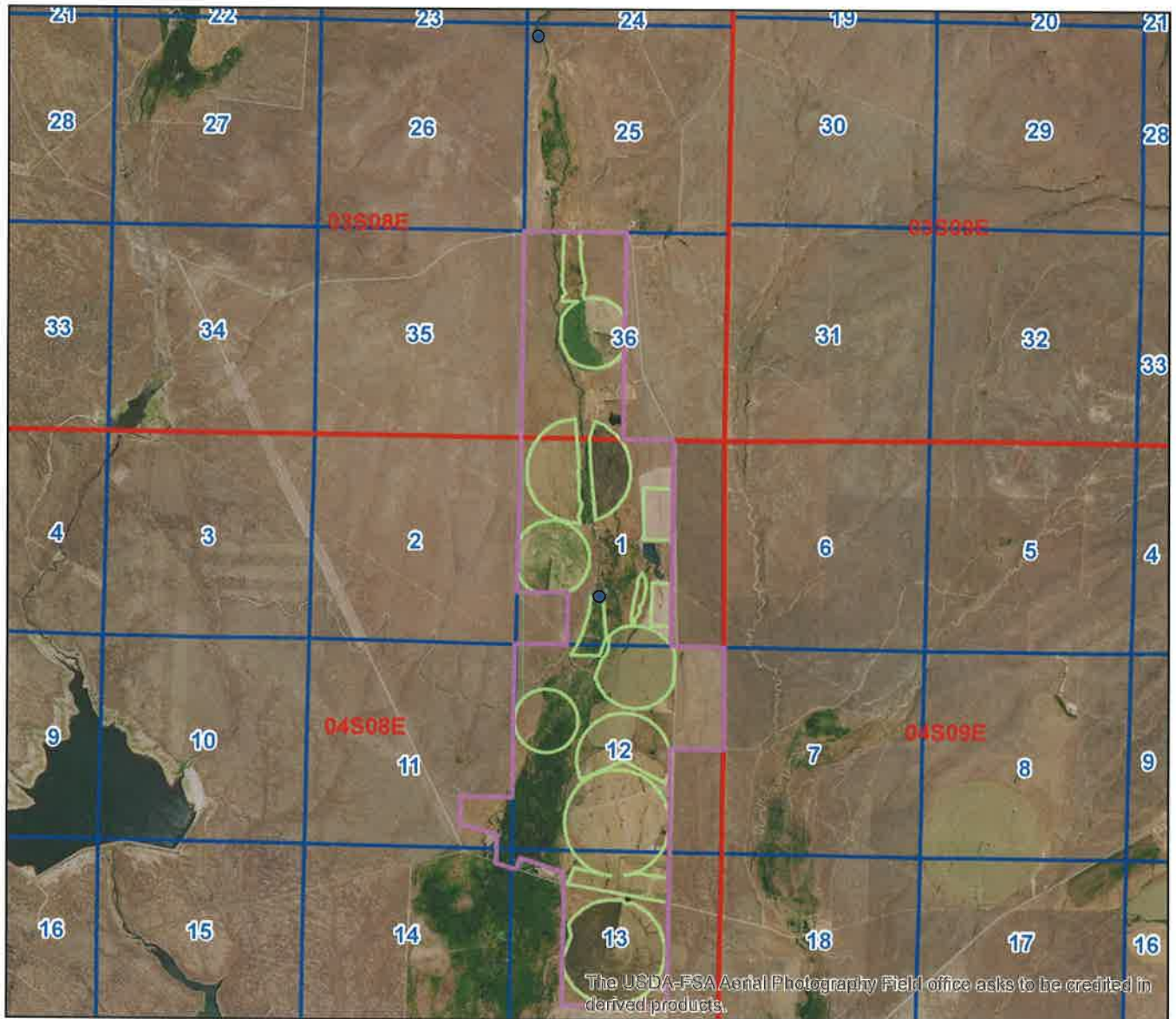
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. The following rights are diverted through point of diversion described above: 61-300, 61-302.
6. Water temperature measured at 140 degrees F.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

State of Idaho
Department of Water Resources

Attachment to Transfer No. 83144

Water Right(s): 61-281A,C&D, 61-282A,C&D, 61-287, 61-358A,C&D, 61-361A,C&D,
61-362C,E&F, 61-2006A,F&G, 61-10377A,C&D, 61-2013A&B

This map depicts the IRRIGATION & STOCKWATER place of use boundaries for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

January 30, 2020

ARK PROPERTIES INC
11204 N BAR 21 DR
GLENN'S FERRY ID 83623

Re: Transfer No: 83144

Water Right No(s): 61-281A , 61-281C , 61-281D , 61-282A , 61-282C , 61-282D , 61-287 , 61-300 , 61-302 , 61-358A , 61-358C , 61-358D , 61-361A , 61-361C , 61-361D , 61-362C , 61-362E , 61-362F , 61-2006A , 61-2006F , 61-2006G , 61-2013A , 61-2013B , 61-10377A , 61-10377C , 61-10377D

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

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.

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) 334-2190.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Kensie Thorneycroft', with a stylized, flowing script.

Kensie Thorneycroft
Administrative Assistant

Enclosure

CERTIFICATE OF SERVICE

I hereby certify that on January 30, 2020 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.: 83144

Water Right No(s): 61-281A , 61-281C , 61-281D , 61-282A , 61-282C , 61-282D , 61-287, 61-300, 61-302, 61-358A , 61-358C , 61-358D , 61-361A , 61-361C , 61-361D , 61-362C , 61-362E , 61-362F , 61-2006A , 61-2006F , 61-2006G , 61-2013A , 61-2013B , 61-10377A , 61-10377C , 61-10377D

ARK PROPERTIES INC
11204 N BAR 21 DR
GLENN'S FERRY ID 83623

SPF WATER ENGINEERING LLC
C/O LORI GRAVES
300 E MALLARD DR STE 350
BOISE ID 83706-6660



Kensie Thorneycroft
Administrative Assistant

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.

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.

MEMORANDUM

TO: Transfer No. 83144 File

FROM: Justin Shearer- Water Resource Agent, Sr.

DATE: 1/15/2019

RE: Evaluation of Sufficiency of Information Submitted

The transfer proposes combining two points of diversion amongst 24 rights, all for irrigation within a common permissible place of use, on all of the water rights to allow for diversion flexibility.

The site is located north of Bennett Road, east of Hot Springs Road, south of Hot Creek Road and west of Rye Grass Road.

Contact person for the applicant is Lori Graves of SPF Water Engineering, 300 E. Mallard Dr., Suite 350, Boise, ID, 208-383-4140.

Summary of Information Submitted

Authority to File: The applicant is the current water right holder of record for each of the water rights involved in this application. Applicant owns the place of use. John B. McCallan has authority to sign on behalf of Ark Properties for the application.

Water Right Validity:

All 24 rights involved in this application are decreed rights, decreed between October 27, 2000 and December 5, 2001. Department records show that the rights are valid and have not been lost by forfeiture or partial forfeiture. Recent beneficial use within the previous, consecutive, five-year period was confirmed via aerial photography, and GIS ArcMap tools. No defense of forfeiture is needed.

Overlap Analysis:

Overlapping rights at the existing POD's consist of the rights involved in this transfer that divert from Bennett Creek. Overlapping rights for the POU under this proposal include the rights involved in this transfer as well as groundwater rights 61-300, and 61-302. The total combined acres of the surface water rights is 658.8 acres and 783.0 acres with groundwater rights included.

Injury to Other Water Rights:

Injury to other water rights is not likely as a result of this transfer. The application does not intend to increase the number of acres irrigated or the amount of water to be diverted. The applicants intend to create diversion flexibility for their water rights by putting both POD's on all rights. The amount of water available to other water rights is not expected to be reduced as a result of the additional POD being added this right. Comments from the watermaster and potential concerned parties in the area were sought at the time of advertising; no comments were received.

Enlargement of Use:

The transfer proposed does not increase the amount of water that has been historically used by changing the intended POU. There is no increase to diversion rate, or volume proposed by this transfer.

The period of use will not be changed as a result of this transfer. The nature of use of the water right will not be altered by this transfer. For these reasons, an enlargement of use is not anticipated as a result of this transfer.

Local Public Interest:

There are no anticipated impacts to recreation, fish, or wildlife as a result of this transfer. The transfer complies with applicable water and hazardous substance standards designed to protect the public water resource. The proposed transfer would comply with local and state government regulations, zoning ordinances, and policies. This transfer is compatible with the objectives and policies of the State Water Plan. The application was advertised and we did not receive any protests. For these reasons, this transfer should be considered in favor of local public interest.

Beneficial Use/Conservation of Water Resources: The application proposes beneficial use consistent with conservation of water resources in Idaho.

The application is consistent with criteria of I. C. § 42-222 and should be processed.

Discussion

Water rights 61-300 & 61-302 are overlapping groundwater rights. They authorize 124.1 acres of irrigation which when paired with all of Ark Properties LLC's overlapping surface water rights, create the specific 783 irrigation acres within the 1605 acre place of use as described in condition 206.

Overlap Analysis

Basis	Right/D	Priority/D	Diversion	Rel. Source	Tributary List	Water Use List	Current Owner	Total Acres	Acres Limit	Water District
Decreed	655814	3/17/1872	1.020	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES INC	1,605.0	216.0	61C - Bennett Creek
Decreed	655888	3/17/1872	1.460	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES LLC	1,605.0	308.0	61C - Bennett Creek
Decreed	655907	3/17/1872	0.360	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES LLC	1,605.0	80.0	61C - Bennett Creek
Decreed	655899	4/17/1883	0.370	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES INC	1,605.0	216.0	61C - Bennett Creek
Decreed	655899	4/17/1883	0.520	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES LLC	1,605.0	308.0	61C - Bennett Creek
Decreed	655909	4/17/1883	0.130	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES LLC	1,605.0	80.0	61C - Bennett Creek
Decreed	655914	10/17/1887	1.370	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES INC	1,605.0	54.8	61C - Bennett Creek
Decreed	655930	3/17/1892	0.160	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES INC	1,605.0	216.0	61C - Bennett Creek
Decreed	655940	3/17/1892	0.230	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES LLC	1,605.0	308.0	61C - Bennett Creek
Decreed	655950	3/17/1892	0.060	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES INC	1,605.0	80.0	61C - Bennett Creek
Decreed	655891	3/17/1876	0.360	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES LLC	1,605.0	216.0	61C - Bennett Creek
Decreed	655891	3/17/1876	0.090	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES INC	1,605.0	308.0	61C - Bennett Creek
Decreed	655892	3/17/1892	0.610	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES LLC	1,605.0	80.0	61C - Bennett Creek
Decreed	655902	3/17/1892	0.870	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES INC	1,605.0	216.0	61C - Bennett Creek
Decreed	655903	3/17/1892	0.230	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES LLC	1,605.0	308.0	61C - Bennett Creek
Decreed	655903	3/17/1892	0.420	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES INC	1,605.0	80.0	61C - Bennett Creek
Decreed	655903	1/28/1908	2.810	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES LLC	1,605.0	61C - Bennett Creek	
Decreed	655904	1/28/1908	0.730	BENNETT CREEK	SNAKE RIVER	STOCKWATER	ARK PROPERTIES INC		61C - Bennett Creek	
Decreed	655896	3/17/1908	0.040	BENNETT CREEK	SNAKE RIVER	STOCKWATER	ARK PROPERTIES LLC		61C - Bennett Creek	
Decreed	655897	3/17/1908	1.080	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES INC	1,605.0	216.0	61C - Bennett Creek
Decreed	655906	3/17/1887	1.490	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES LLC	1,605.0	308.0	61C - Bennett Creek
Decreed	655905	3/17/1887	2.130	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES LLC	1,605.0	308.0	61C - Bennett Creek
Decreed	655913	3/17/1887	0.550	BENNETT CREEK	SNAKE RIVER	IRRIGATION	ARK PROPERTIES LLC	1,605.0	80.0	61C - Bennett Creek

Total 16.360

Combined Use Limit Rights	Combined Rate (cfs)	Combined Volume (af)	Combined Acres
61-281A			
61-282A			
61-302			
61-358A			
61-361A			
61-362C			
61-2006A			
61-10377A			
61-281C	1.46		
61-282C	0.52		
61-358C	0.23		
61-361C	0.36		
61-362E	0.87		
61-2006F	2.81		
61-2208			
61-10377C	2.13		
61-281D	0.38		
61-282D	0.13		
61-358D	0.06		
61-361D	0.09		
61-362F	0.23		
61-2006G	0.73		
61-10377D	0.55		
61-2013A	0.04		
61-2013B	0.08		
61-281	1.37		
Total	16.36		54.8
61-302	4.32		216
61-300	2.5		124.1
Not in transfer			



RECEIVED

JAN 14 2020

WATER RESOURCES
WESTERN REGION

January 10, 2020

Justin Shearer
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Transfer 83144 Additional Fee

Dear Justin,

Per our discussion, enclosed is check no. 014868 for \$240 that will allow approval and diversion of 16.36 cumulative cfs. The previous fee amount paid (\$1,550) was based on the water rights' inch per acre limiting condition plus stockwater or 13.3 cfs. As we discussed, the additional 3.06 cfs can be attributed to ditch loss, which the client would not want to forfeit due to a transfer fee deficit. Thank you for your attention to this matter and please let me know if there are any further questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Lori Graves", written in a cursive style.

Lori Graves
Water Rights Specialist

Cc: John & Teresa McCallum

Enclosures

SPF file number: 162.0100

The following applications have been filed to appropriate the public waters of the State of Idaho:

63-34753
IDAHO WATER RESOURCE BOARD
322 E FRONT ST PO BOX 83720, BOISE, ID 83720
Point of Diversion: ANDERSON RANCH DAM (GOVT LOT NO 4, NWSE, in S01 T01S R08E ELMORE County)
Source: SOUTH FORK BOISE RIVER Tributary: BOISE RIVER
Use: IRRIGATION STORAGE, MUNICIPAL STORAGE, GROUND WATER RECHARGE STORAGE, WATER QUALITY IMPROVEMENT STORAGE, INDUSTRIAL STORAGE, RECREATION STORAGE, FISH HABITAT STORAGE, COMMERCIAL STORAGE, DOMESTIC STORAGE, STREAMFLOW MAINTENANCE STORAGE, WILDLIFE STORAGE, and MITIGATION BY DELIVERY STORAGE 01/01 to 12/31 30,000 AF
Use: IRRIGATION FROM STORAGE 03/15 to 11/15 30,000 AF
Use: MUNICIPAL FROM STORAGE, GROUND WATER RECHARGE FROM STORAGE, WATER QUALITY IMPROVEMENT FROM STORAGE, INDUSTRIAL FROM STORAGE, COMMERCIAL FROM STORAGE, DOMESTIC FROM STORAGE, STREAMFLOW MAINTENANCE FROM STORAGE, and MITIGATION BY DELIVERY FROM STORAGE 01/01 to 12/31 30,000 AF
Total Diversion: 30,000 AF
Date Filed: 6/7/2019
Place of Use: Application proposes an additional 30,000 acre-feet of storage in Anderson Ranch Reservoir located in Elmore County for use generally within the Boise River drainage and the Mountain Home Plateau. The proposed place of use includes all of IDWR Administrative Basin 61 and a large portion of IDWR Administrative Basin 63 and includes lands in Ada, Boise, Camas, Canyon, Elmore, Gem, and Payette Counties in Idaho as well as a portion of Malheur County east of the Snake River in Oregon. The full description of the place of use is available from the Department of Water Resources at www.idwr.idaho.gov, or contact Western Region office at (208) 334-2190.

**NOTICE OF PROPOSED
CHANGE OF WATER
RIGHT
TRANSFER NO. 83144**

ARK PROPERTIES INC, 11204 N BAR 21 DR, GLENNS FERRY, ID 83623; SPF WATER ENGINEERING LLC, C/O LORI GRAVES 300 E MALLARD DR STE 350, BOISE, ID 83706-6660; has filed Application No. 83144 for changes to the following water rights within ELMORE County(s): Right No(s). 61-10377A, 61-10377C, 61-10377D, 61-2006A, 61-2006F, 61-2006G, 61-2013A, 61-2013B, 61-281A, 61-281C, 61-281D, 61-282A, 61-282C, 61-282D, 61-287, 61-358A, 61-358C, 61-358D, 61-361A, 61-361C, 61-361D, 61-362C, 61-362E, 61-362F; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: Ark Properties Inc. of 11204 N. Bar 21 Dr., Glenns Ferry, ID 83623 filed Application No. 83144 to transfer 24 water rights with 1867 through 1909 priority dates from Bennett Creek totaling 16.36 cfs. The purpose of the transfer is to combine two existing points of diversion amongst all 24 rights to allow for diversion flexibility. Water will be used at the current place of use north of Bennett Road, east of Hot Springs Road, south of Hot Creek Road, and west of Rye Grass Road.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at 208-334-2190; or for a full description of the right(s) or proposed transfer (s) please see www.idwr.idaho.gov. Protests may be submitted based on the criteria of Idaho Code §§ 42-203A and 42-222. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 10/21/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN,
Director

First Publication:
October 2, 2019
Last Publication:
October 9, 2019

AFFIDAVIT OF PUBLICATION

County of Elmore } ss.
State of Idaho

I, **Joy Martinez**, do solemnly swear that I am the Legal Clerk of the:

Mountain Home News

A weekly newspaper of general circulation, published once a week, in Mountain Home, Idaho, that the notice attached hereto which is a part of publication thereof; was published in said newspaper for 2 consecutive weeks, the first publication having been made on the 2 day of Oct, 2019, and the last publication having been made on the 9 day of Oct, 2019; every Wednesday issue of the paper during the period and time of publication and that the notice was published in the paper proper and not in a supplement thereof.

And I further swear that the said Mountain Home News has been continuously and uninterruptedly published in said Elmore County during the period of 78 consecutive weeks prior to the first publication of the attached notice.

Joy Martinez
Legal Clerk

Subscribed and sworn to me this 9th day of Oct, 2019.

Brenda Finch
Notary Public

Residing in Mountain Home, Elmore County, Idaho.

My commission expires **11-16-2022**.



RECEIVED
OCT 15 2019
WATER RESOURCES
WESTERN REGION