

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81331**

This is to certify that: **YARD BIRD LLC**
PO BOX 41
KETCHUM, ID 83340

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

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-22065	WR/DECREED	6/1/1883	6.800 cfs	N/A	319.9	474.0	CROY CREEK
37-22067	WR/DECREED	6/1/1883	1.940 cfs	N/A	319.9	474.0	BULLION CREEK
37-22069	WR/DECREED	6/1/1883	0.290 cfs	N/A	319.9	474.0	UNNAMED STREAM
37-7319	WR/DECREED	1/17/1974	1.090 cfs	395.7 af	222.0	474.0	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>
37-22065	NO	NO	YES	NO	NO	YES
37-22067	NO	NO	YES	NO	NO	YES
37-22069	NO	NO	YES	NO	NO	YES
37-7319	NO	NO	YES	NO	NO	YES

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
37-22065	37-22065	6.800 cfs	N/A	317.6	504.7	N/A	N/A	N/A	N/A	N/A
37-22067	37-22067	1.940 cfs	N/A	317.6	504.7	N/A	N/A	N/A	N/A	N/A
37-22069	37-22069	0.290 cfs	N/A	317.6	504.7	N/A	N/A	N/A	N/A	N/A
37-7319	37-7319	1.090 cfs	395.3 af	219.7	504.7	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		10.120 cfs	N/A	317.6	504.7		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 8th day of August, 2017.


Southern Region Manager

Transfer No. 81331

SUPPORT DATA
IN FILE # 37-7319

WATER RIGHT NO. 37-7319**As Modified by Transfer No. 81331**

In accordance with the approval of Transfer No. 81331, Water Right No. 37-7319 is now described as follows:

Right Holder: YARD BIRD LLC
PO BOX 41
KETCHUM, ID 83340

Priority Date: 1/17/1974

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
IRRIGATION	04/15	to 10/15	1.080 cfs	391.6 af
AESTHETIC	04/15	to 10/15	0.010 cfs	3.7 af
WILDLIFE	04/15	to 10/15	0.010 cfs	3.7 af
RECREATION	04/15	to 10/15	0.010 cfs	3.7 af
DIVERSION TO STORAGE	04/15	to 10/15	0.010 cfs	
AESTHETIC STORAGE	01/01	to 12/31		3.7 af
WILDLIFE STORAGE	01/01	to 12/31		3.7 af
RECREATION STORAGE	01/01	to 12/31		3.7 af
IRRIGATION STORAGE	01/01	to 12/31		3.7 af
			1.090 cfs	395.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNENE	Sec 35 Twp 02N Rge 17E	BLAINE County
GROUND WATER	SWNENE	Sec 35 Twp 02N Rge 17E	BLAINE County
GROUND WATER	SWNENE	Sec 35 Twp 02N Rge 17E	BLAINE County

PLACE OF USE: AESTHETIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

PLACE OF USE: AESTHETIC STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												0

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	
02N	17E	25							8.2			27.7	38.2	17.8	0.1	5.1	25.3	4.3	126.7

Transfer No. 81331

WATER RIGHT NO. 37-7319**As Modified by Transfer No. 81331****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	
02N	17E	26																38.2	38.2
02N	17E	35	40.0			37.9													77.9
02N	17E	36		25.9	38.7		40.2	40.2	38.4	38.0						40.5			261.9

Right Acre Limit: 219.7

POU Total Acres: 504.7

PLACE OF USE: IRRIGATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

PLACE OF USE: RECREATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

PLACE OF USE: RECREATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

PLACE OF USE: WILDLIFE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												0

PLACE OF USE: WILDLIFE STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

Transfer No. 81331

WATER RIGHT NO. 37-7319
As Modified by Transfer No. 81331

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 219.7 acres within the place of use described above in a single irrigation season.
2. Rights 37-7319 and 37-23023 when combined shall not exceed a total diversion rate of 1.09 cfs.
3. Rights 37-7319, 37-22065, 37-22067, and 37-22069 when combined shall not exceed the irrigation of 317.6 acres.
4. Rights 37-23021, 37-23022, 37-23023, 37-23027, 37-7319, 37-22065, 37-22067, and 37-22069 when combined shall not exceed the irrigation of 317.6 acres.
5. Rights 37-23021, 37-23022, 37-23023, 37-23027, 37-7319, 37-22065, 37-22067, and 37-22069 are limited to the irrigation of a specific 317.6 acres within the 504.7 acre place of use authorized by this right in a single irrigation season. The specific 317.6 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 317.6 acres to be irrigated within the 504.7 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
6. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
9. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
10. If the surface water right(s) appurtenant to the place of use for this right is unavailable for any reason other than drought or curtailment by priority (for example abandoned, forfeited, sold, transferred, leased, used on another place of use, or disallowed by court decree), the right holder shall not divert ground water for irrigation purposes on the land with appurtenant surface water rights without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
11. Rights 37-23021, 37-23022, 37-23023, 37-23027, 37-7319, 37-22065, 37-22067, and 37-22069 authorize total annual storage volume of 27.8 acre-feet, 24.0 acre-feet to be used for the initial filling or carryover storage of the ponds and 3.8 acre-feet for the replacement of losses caused by evaporation.

WATER RIGHT NO. 37-7319

As Modified by Transfer No. 81331

CONDITIONS OF APPROVAL

12. The 3 ponds established by the storage of water under rights 37-23021, 37-23022, 37-23023, 37-23027, 37-7319, 37-22065, 37-22067, and 37-22069 shall not exceed a total capacity of 24.0 acre-feet or a total surface area of 3.0 acres.
13. The right holder shall install and maintain an impermeable liner in the ponds to eliminate seepage losses.
14. Pursuant to Transfer 81331, right 37-7319 authorizes the diversion and delivery of 0.01 cfs and 3.7 af of water for aesthetic, aesthetic storage, recreation, recreation storage, wildlife, wildlife storage, and irrigation storage. Right 37-7319 provides for replacement of evaporative losses associated with 3 ponds located within the place of use described by the right.
15. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated late irrigation use and a priority date earlier than the date of the approval of transfer # 71652 (10/24/2008).
16. This right does not grant any right-of-way or easement across the land of another.
17. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
18. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
19. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 37-22065**As Modified by Transfer No. 81331**

In accordance with the approval of Transfer No. 81331, Water Right No. 37-22065 is now described as follows:

Right Holder: YARD BIRD LLC
PO BOX 41
KETCHUM, ID 83340

Priority Date: 6/1/1883

Source: CROY CREEK

Tributary: BIG WOOD RIVER

BENEFICIAL USE

	From	To	Diversion Rate	Diversion Volume
IRRIGATION	04/15	to 10/31	6.750 cfs	
AESTHETIC	04/15	to 10/31	0.050 cfs	
RECREATION	04/15	to 10/31	0.050 cfs	
WILDLIFE	04/15	to 10/31	0.050 cfs	
DIVERSION TO STORAGE	04/15	to 10/31	0.050 cfs	
AESTHETIC STORAGE	01/01	to 12/31		3.8 af
WILDLIFE STORAGE	01/01	to 12/31		3.8 af
RECREATION STORAGE	01/01	to 12/31		3.8 af
IRRIGATION STORAGE	01/01	to 12/31		3.8 af
			6.800 cfs	

LOCATION OF POINT(S) OF DIVERSION

CROY CREEK SWNENE Sec 35 Twp 02N Rge 17E BLAINE County

PLACE OF USE: AESTHETIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

PLACE OF USE: AESTHETIC STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												0

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	
02N	17E	25							8.2			27.7	38.2	17.8	0.1	5.1	25.3	4.3	126.7
02N	17E	26																38.2	38.2
02N	17E	35	40.0			37.9													77.9

Transfer No. 81331

WATER RIGHT NO. 37-22065
As Modified by Transfer No. 81331

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	
02N	17E	36		25.9	38.7		40.2	40.2	38.4	38.0						40.5			261.9

Right Acre Limit: 317.6

POU Total Acres: 504.7

PLACE OF USE: IRRIGATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

PLACE OF USE: RECREATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

PLACE OF USE: RECREATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

PLACE OF USE: WILDLIFE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												0

PLACE OF USE: WILDLIFE STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

WATER RIGHT NO. 37-22065
As Modified by Transfer No. 81331

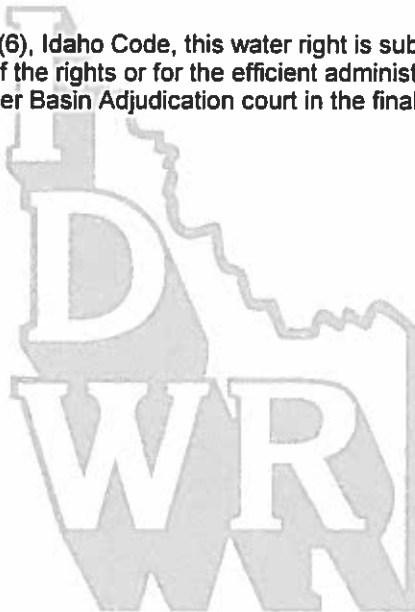
CONDITIONS OF APPROVAL

1. Rights 37-22065 and 37-23022 when combined shall not exceed a total diversion rate of 6.80 cfs.
2. Rights 37-7319, 37-22065, 37-22067, and 37-22069 when combined shall not exceed the irrigation of 317.6 acres.
3. Rights 37-23021, 37-23022, 37-23023, 37-23027, 37-7319, 37-22065, 37-22067, and 37-22069 when combined shall not exceed the irrigation of 317.6 acres.
4. Rights 37-23021, 37-23022, 37-23023, 37-23027, 37-7319, 37-22065, 37-22067, and 37-22069 are limited to the irrigation of a specific 317.6 acres within the 504.7 acre place of use authorized by this right in a single irrigation season. The specific 317.6 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 317.6 acres to be irrigated within the 504.7 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. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. Rights 37-23021, 37-23022, 37-23023, 37-23027, 37-7319, 37-22065, 37-22067, and 37-22069 authorize total annual storage volume of 27.8 acre-feet, 24.0 acre-feet to be used for the initial filling or carryover storage of the ponds and 3.8 acre-feet for the replacement of losses caused by evaporation.
9. The 3 ponds established by the storage of water under rights 37-23021, 37-23022, 37-23023, 37-23027, 37-7319, 37-22065, 37-22067, and 37-22069 shall not exceed a total capacity of 24.0 acre-feet or a total surface area of 3.0 acres.
10. The right holder shall install and maintain an impermeable liner in the ponds to eliminate seepage losses.
11. Pursuant to Transfer 81331, right 37-22065 authorizes the diversion and delivery of 0.05 cfs and 3.8 af of water for aesthetic, aesthetic storage, recreation, recreation storage, wildlife, wildlife storage, and irrigation storage. Right 37-22065 provides for replacement of evaporative losses associated with 3 ponds located within the place of use described by the right.
12. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 37-22065
As Modified by Transfer No. 81331

CONDITIONS OF APPROVAL

13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 37-22067**As Modified by Transfer No. 81331**

In accordance with the approval of Transfer No. 81331, Water Right No. 37-22067 is now described as follows:

Right Holder: YARD BIRD LLC
PO BOX 41
KETCHUM, ID 83340

Priority Date: 6/1/1883

Source: BULLION GULCH CREEK

Tributary: CROY CREEK

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
IRRIGATION	04/15	to 10/31	1.930 cfs	
AESTHETIC	04/15	to 10/31	0.010 cfs	
WILDLIFE	04/15	to 10/31	0.010 cfs	
RECREATION	04/15	to 10/31	0.010 cfs	
DIVERSION TO STORAGE	04/15	to 10/31	0.010 cfs	
AESTHETIC STORAGE	01/01	to 12/31		3.8 af
WILDLIFE STORAGE	01/01	to 12/31		3.8 af
RECREATION STORAGE	01/01	to 12/31		3.8 af
IRRIGATION STORAGE	01/01	to 12/31		3.8 af
			1.940 cfs	

LOCATION OF POINT(S) OF DIVERSION

BULLION GULCH CREEK NESESW

Sec 25 Twp 02N Rge 17E BLAINE County

PLACE OF USE: AESTHETIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

PLACE OF USE: AESTHETIC STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												0

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	
02N	17E	25							8.2			27.7	38.2	17.8	0.1	5.1	25.3	4.3	126.7
02N	17E	26																38.2	38.2
02N	17E	35	40.0			37.9													77.9

Transfer No. 81331

WATER RIGHT NO. 37-22067
As Modified by Transfer No. 81331

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	
02N	17E	36		25.9	38.7		40.2	40.2	38.4	38.0						40.5			261.9

Right Acre Limit: 317.6

POU Total Acres: 504.7

PLACE OF USE: IRRIGATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

PLACE OF USE: RECREATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25									X								
02N	17E	26																X	
02N	17E	36					X												

PLACE OF USE: RECREATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

PLACE OF USE: WILDLIFE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												0

PLACE OF USE: WILDLIFE STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

WATER RIGHT NO. 37-22067
As Modified by Transfer No. 81331

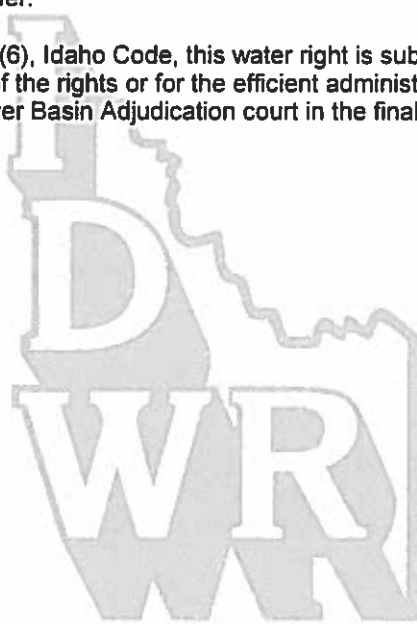
CONDITIONS OF APPROVAL

1. Rights 37-22067 and 37-23021 when combined shall not exceed a total diversion rate of 1.94 cfs.
2. Rights 37-7319, 37-22065, 37-22067, and 37-22069 when combined shall not exceed the irrigation of 317.6 acres.
3. Rights 37-23021, 37-23022, 37-23023, 37-23027, 37-7319, 37-22065, 37-22067, and 37-22069 when combined shall not exceed the irrigation of 317.6 acres.
4. Rights 37-23021, 37-23022, 37-23023, 37-23027, 37-7319, 37-22065, 37-22067, and 37-22069 are limited to the irrigation of a specific 317.6 acres within the 504.7 acre place of use authorized by this right in a single irrigation season. The specific 317.6 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 317.6 acres to be irrigated within the 504.7 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. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. Rights 37-23021, 37-23022, 37-23023, 37-23027, 37-7319, 37-22065, 37-22067, and 37-22069 authorize total annual storage volume of 27.8 acre-feet, 24.0 acre-feet to be used for the initial filling or carryover storage of the ponds and 3.8 acre-feet for the replacement of losses caused by evaporation.
9. The 3 ponds established by the storage of water under rights 37-23021, 37-23022, 37-23023, 37-23027, 37-7319, 37-22065, 37-22067, and 37-22069 shall not exceed a total capacity of 24.0 acre-feet or a total surface area of 3.0 acres.
10. The right holder shall install and maintain an impermeable liner in the ponds to eliminate seepage losses.
11. Pursuant to Transfer 81331, right 37-22067 authorizes the diversion and delivery of 0.01 cfs and 3.8 af of water for aesthetic, aesthetic storage, recreation, recreation storage, wildlife, wildlife storage, and irrigation storage. Right 37-22067 provides for replacement of evaporative losses associated with 3 ponds located within the place of use described by the right.
12. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 37-22067
As Modified by Transfer No. 81331

CONDITIONS OF APPROVAL

13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 37-22069**As Modified by Transfer No. 81331**

In accordance with the approval of Transfer No. 81331, Water Right No. 37-22069 is now described as follows:

Right Holder: YARD BIRD LLC
PO BOX 41
KETCHUM, ID 83340

Priority Date: 6/1/1883

Source: UNNAMED STREAM

Tributary: CROY CREEK

BENEFICIAL USE

	From	To	Diversion Rate	Diversion Volume
IRRIGATION	04/15	to 10/31	0.280 cfs	
STOCKWATER	01/01	to 12/31	0.020 cfs	
AESTHETIC	04/15	to 10/31	0.010 cfs	
WILDLIFE	04/15	to 10/31	0.010 cfs	
RECREATION	04/15	to 10/31	0.010 cfs	
DIVERSION TO STORAGE	04/15	to 10/31	0.010 cfs	
AESTHETIC STORAGE	01/01	to 12/31		3.8 af
RECREATION STORAGE	01/01	to 12/31		3.8 af
WILDLIFE STORAGE	01/01	to 12/31		3.8 af
IRRIGATION STORAGE	01/01	to 12/31		3.8 af
			0.290 cfs	

LOCATION OF POINT(S) OF DIVERSION

UNNAMED STREAM SESENW Sec 36 Twp 02N Rge 17E BLAINE County

PLACE OF USE: AESTHETIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

PLACE OF USE: AESTHETIC STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												0

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	
02N	17E	25							8.2			27.7	38.2	17.8	0.1	5.1	25.3	4.3	126.7
02N	17E	26																38.2	38.2

Transfer No. 81331

WATER RIGHT NO. 37-22069**As Modified by Transfer No. 81331****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	
02N	17E	35	40.0			37.9													77.9
02N	17E	36		25.9	38.7		40.2	40.2	38.4	38.0						40.5			261.9

Right Acre Limit: 317.6

POU Total Acres: 504.7

PLACE OF USE: IRRIGATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

PLACE OF USE: RECREATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

PLACE OF USE: RECREATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

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	
02N	17E	25											X	X		X	X	X	0
02N	17E	26																X	
02N	17E	35	X			X													
02N	17E	36		X	X		X	X	X	X						X			

PLACE OF USE: WILDLIFE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												0

Transfer No. 81331

WATER RIGHT NO. 37-22069
As Modified by Transfer No. 81331

PLACE OF USE: WILDLIFE STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	17E	25										X							
02N	17E	26																X	
02N	17E	36					X												

CONDITIONS OF APPROVAL

1. Rights 37-22069 and 37-23027 when combined shall not exceed a total diversion rate of 0.29 cfs.
2. Rights 37-7319, 37-22065, 37-22067, and 37-22069 when combined shall not exceed the irrigation of 317.6 acres.
3. Rights 37-23021, 37-23022, 37-23023, 37-23027, 37-7319, 37-22065, 37-22067, and 37-22069 when combined shall not exceed the irrigation of 317.6 acres.
4. Rights 37-23021, 37-23022, 37-23023, 37-23027, 37-7319, 37-22065, 37-22067, and 37-22069 are limited to the irrigation of a specific 317.6 acres within the 504.7 acre place of use authorized by this right in a single irrigation season. The specific 317.6 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 317.6 acres to be irrigated within the 504.7 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. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. Rights 37-23021, 37-23022, 37-23023, 37-23027, 37-7319, 37-22065, 37-22067, and 37-22069 authorize total annual storage volume of 27.8 acre-feet, 24.0 acre-feet to be used for the initial filling or carryover storage of the ponds and 3.8 acre-feet for the replacement of losses caused by evaporation.
9. The 3 ponds established by the storage of water under rights 37-23021, 37-23022, 37-23023, 37-23027, 37-7319, 37-22065, 37-22067, and 37-22069 shall not exceed a total capacity of 24.0 acre-feet or a total surface area of 3.0 acres.

WATER RIGHT NO. 37-22069
As Modified by Transfer No. 81331

CONDITIONS OF APPROVAL

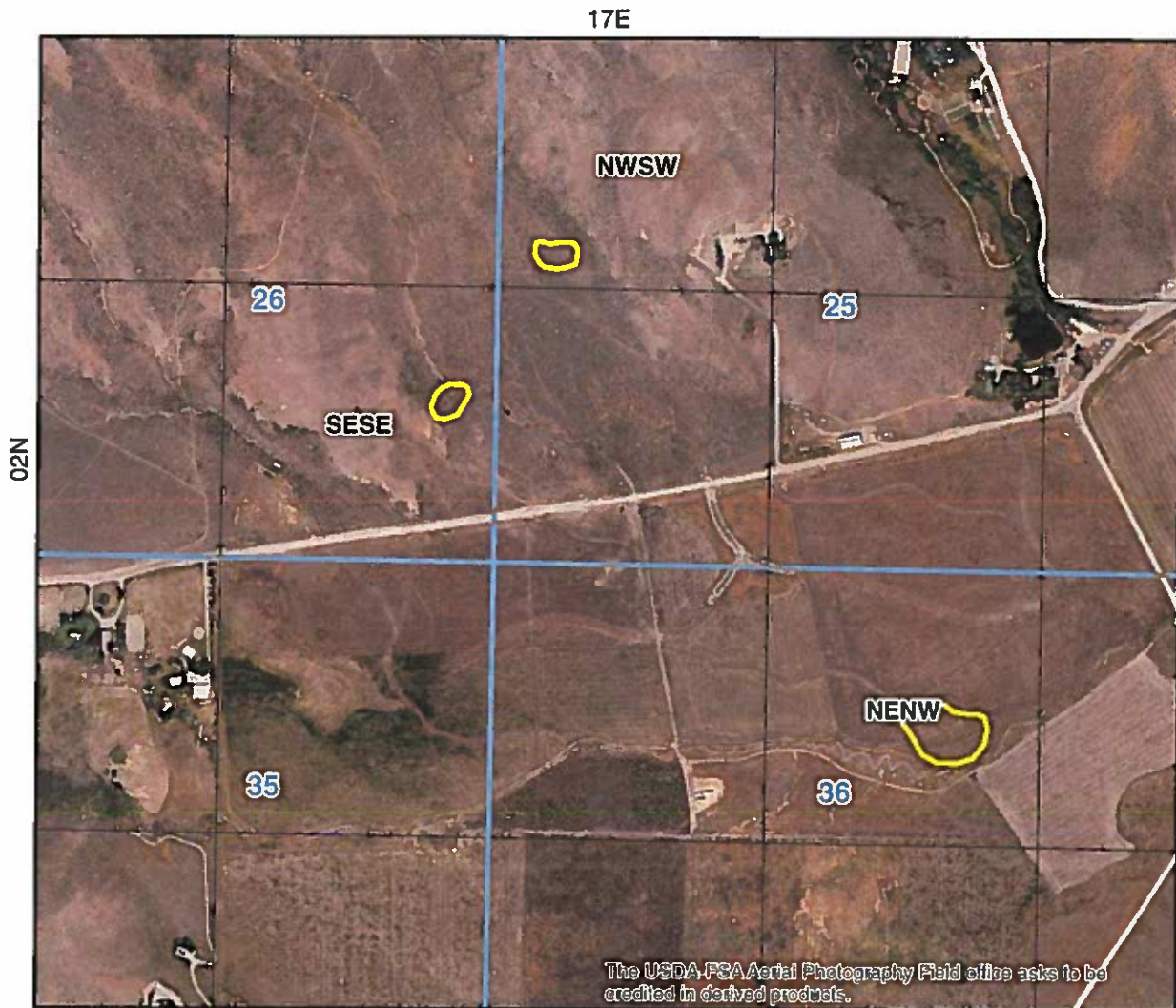
10. The right holder shall install and maintain an impermeable liner in the ponds to eliminate seepage losses.
11. Pursuant to Transfer 81331, right 37-22069 authorizes the diversion and delivery of 0.01 cfs and 3.8 af of water for aesthetic, aesthetic storage, recreation, recreation storage, wildlife, wildlife storage, and irrigation storage. Right 37-22069 provides for replacement of evaporative losses associated with 3 ponds located within the place of use described by the right.
12. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
13. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
14. This right does not grant any right-of-way or easement across the land of another.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
17. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as 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 # 81331

Rights 37-7319, 37-22065, 37-22067, and 37-22069

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



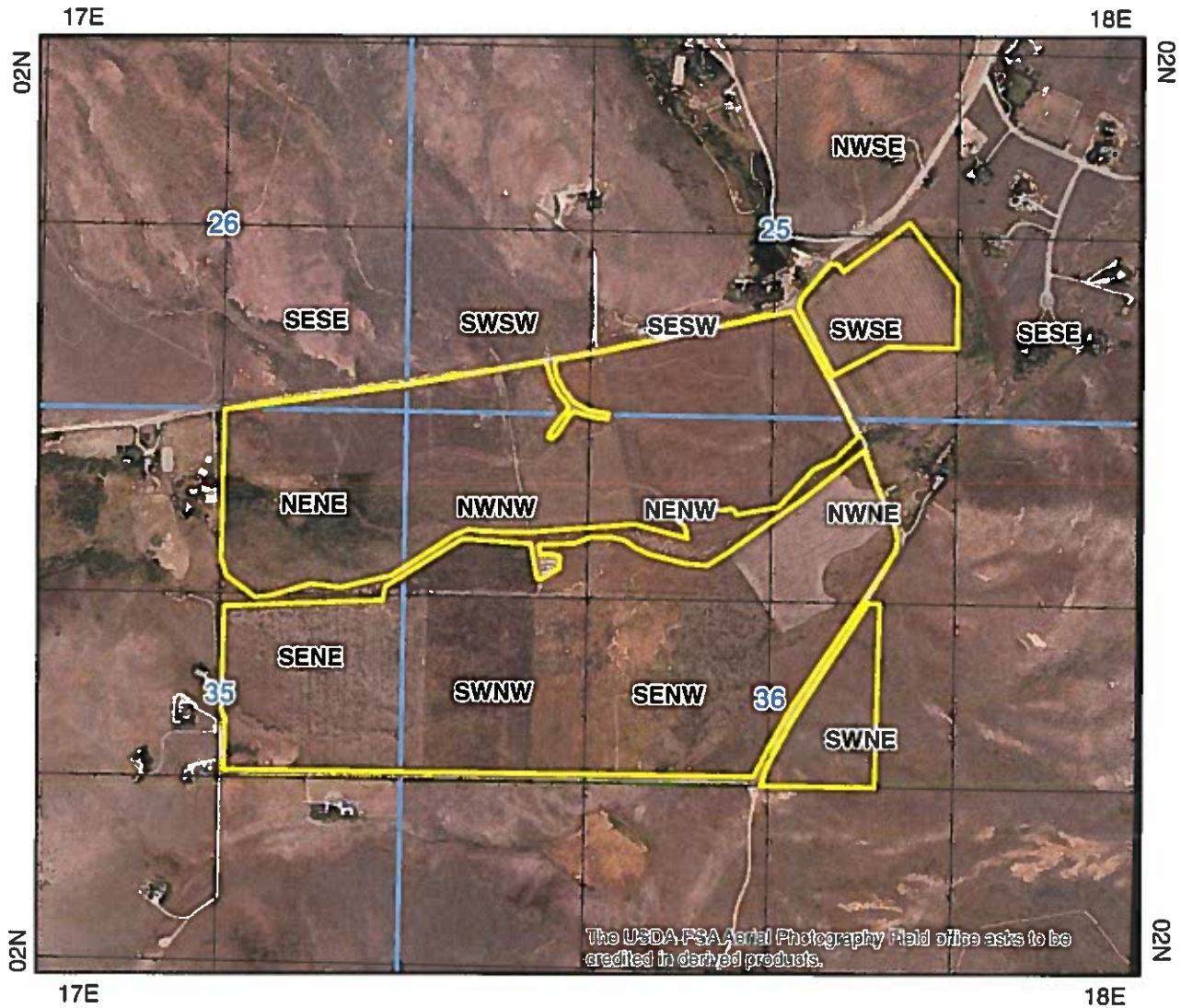
0 0.1 0.2 0.4 Miles

- Place Of Use Boundary
- Townships
- PLS Sections



State of Idaho
Department of Water Resources

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



The USDA-FSA Aerial Photography Field office asks to be credited in derived products.

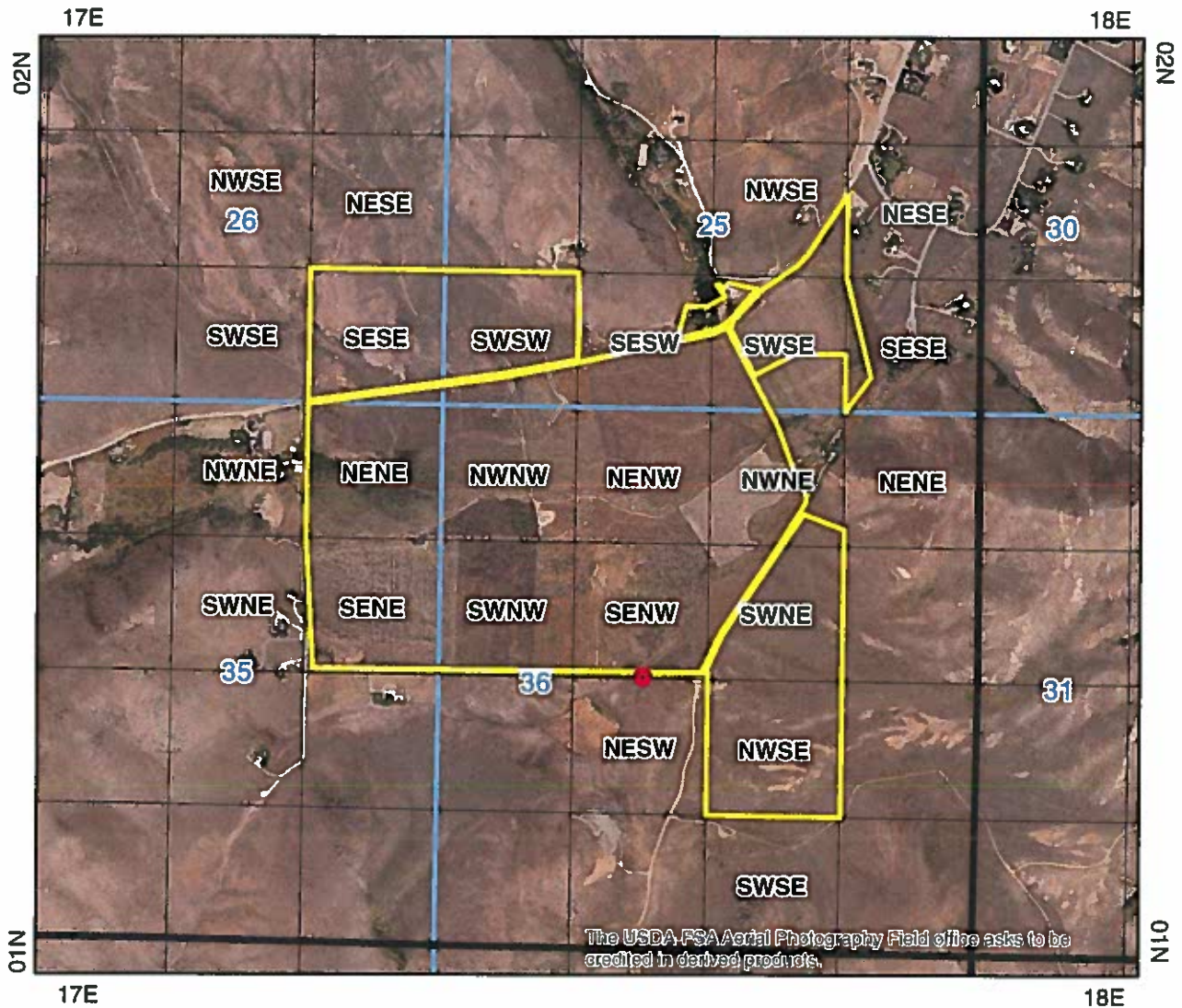
A horizontal number line representing distance in miles. The line starts at 0 on the left and ends at 0.6 Miles on the right. There are major tick marks labeled 0, 0.15, 0.3, and 0.6 Miles. Between each of these major tick marks, there are four smaller, unlabeled tick marks, dividing each 0.15-mile segment into five equal parts of 0.03 miles each.

-  Place Of Use Boundary
 Townships
 PLS Sections



State of Idaho
Department of Water Resources
Attachment to Transfer # 81331
37-22069

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



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

0 0.2 0.4 0.8 Miles

