

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT  
TRANSFER NO. 80834

**AMENDED**

**AMENDED**

This is to certify that: LEADORE LAND PARTNERS LP  
PO BOX 16025  
MISSOULA, MT 59808

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> |
|--------------------|---------------------|----------------------|-----------------------|-------------------------|-------------------|--------------------|---------------|
| 74-162             | WR/DECREED          | 7/29/1909            | 1.020 cfs             | N/A                     | N/A               | 142.0              | CANYON CREEK  |
| 74-163             | WR/DECREED          | 7/29/1909            | 1.020 cfs             | N/A                     | N/A               | 90.0               | CANYON CREEK  |
| 74-164             | WR/DECREED          | 11/9/1909            | 3.200 cfs             | 228.0 af                | N/A               | 75.0               | CANYON CREEK  |
| 74-7064            | WR/DECREED          | 3/1/1979             | 3.840 cfs             | 1149.0 af               | N/A               | 383.0              | GROUND WATER  |
| 74-7271            | WR/DECREED          | 7/12/1989            | 2.640 cfs             | N/A                     | N/A               | 258.1              | 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> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 74-162                | NO           | NO         | YES        | NO             | NO                   | NO                   |
| 74-163                | NO           | NO         | YES        | NO             | NO                   | NO                   |
| 74-164                | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 74-7064               | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 74-7271               | NO           | NO         | YES        | NO             | 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> |
|------------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 74-162                 | 74-162                           | 0.470 cfs            | N/A                    | 29.6              | 155.6              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 74-163                 | 74-163                           | 0.190 cfs            | N/A                    | 16.6              | 155.6              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 74-164                 | 74-164                           | 3.200 cfs            | 228.0 af               | 75.0              | 155.6              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 74-7064                | 74-7064                          | 0.640 cfs            | 192.0 af               | 64.0              | 155.6              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 74-7271                | 74-7271                          | 0.950 cfs            | N/A                    | 91.6              | 155.6              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| <b>COMBINED TOTALS</b> |                                  | <b>5.450 cfs</b>     | <b>N/A</b>             | <b>155.6</b>      | <b>155.6</b>       |                                    | <b>N/A</b>            | <b>N/A</b>              | <b>N/A</b>                  | <b>N/A</b>                   |

SUPPORT DATA

IN FILE # 74-162

Transfer No. 80834

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT  
TRANSFER NO. 80834

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 27<sup>th</sup> day of July, 2016.



PAMELA S. SKAGGS, Water Rights Supervisor

## WATER RIGHT NO. 74-162

### As Modified by Transfer No. 80834

In accordance with the approval of Transfer No. 80834, Water Right No. 74-162 is now described as follows:

**Right Holder:** LEADORE LAND PARTNERS LP  
PO BOX 16025  
MISSOULA, MT 59808

**Priority Date:** 7/29/1909

**Source:** CANYON CREEK

**Tributary:** LEMHI RIVER

**BENEFICIAL USE**  
IRRIGATION

**From**  
3/15

**To**  
to 11/15

**Diversion Rate**  
0.470 cfs  
0.470 cfs

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

CANYON CREEK                      NWSW                      Sec 24 Twp 16N Rge 26E LEMHI 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   |        |
| 16N | 26E | 27  |     |    |    | 1.5 | 22.0 |    |    |    |    |    |    |    | 5.0 | 40.0 | 16.0 | 27.0 | 151.3  |
| 16N | 26E | 34  | 4.3 |    |    |     |      |    |    |    |    |    |    |    |     |      |      |      | 4.3    |

Right Acre Limit: 29.6

POU Total Acres: 155.6

#### **CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 29.6 acres within the authorized place of use in a single irrigation season.
2. Rights 74-162 and 74-7064 when combined shall not exceed the irrigation of 64.0 acres.
3. Rights 74-162, 74-163, 74-164, 74-7064 and 74-7271 when combined shall not exceed the irrigation of 155.6 acres.
4. 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.
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. 74W.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

Transfer No. 80834

**WATER RIGHT NO. 74-162**  
**As Modified by Transfer No. 80834**

**CONDITIONS OF APPROVAL**

7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to 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. 74-163**  
**As Modified by Transfer No. 80834**

In accordance with the approval of Transfer No. 80834, Water Right No. 74-163 is now described as follows:

**Right Holder:** LEADORE LAND PARTNERS LP  
 PO BOX 16025  
 MISSOULA, MT 59808

**Priority Date:** 7/29/1909

**Source:** CANYON CREEK

**Tributary:** LEMHI RIVER

**BENEFICIAL USE**  
 IRRIGATION

**From** 3/15 **To** 11/15

**Diversion Rate**  
 0.190 cfs  
 0.190 cfs

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

CANYON CREEK NWSW Sec 24 Twp 16N Rge 26E LEMHI 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   |        |
| 16N | 26E | 27  |     |    | 1.5 | 22.0 |    |    |    |    |    |    |    | 5.0 | 40.0 | 16.0 | 27.0 | 39.8 | 151.3  |
| 16N | 26E | 34  | 4.3 |    |     |      |    |    |    |    |    |    |    |     |      |      |      |      | 4.3    |

Right Acre Limit: 16.6  
 POU Total Acres: 155.6

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 16.6 acres within the authorized place of use in a single irrigation season.
2. Rights 74-163, 74-164, and 74-7271 when combined shall not exceed the irrigation of 91.6 acres.
3. Rights 74-162, 74-163, 74-164, 74-7064 and 74-7271 when combined shall not exceed the irrigation of 155.6 acres.
4. 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.
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. 74W.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

Transfer No. 80834

**WATER RIGHT NO. 74-163**  
**As Modified by Transfer No. 80834**

**CONDITIONS OF APPROVAL**

7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to 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. 74-164**  
**As Modified by Transfer No. 80834**

In accordance with the approval of Transfer No. 80834, Water Right No. 74-164 is now described as follows:

**Right Holder:** LEADORE LAND PARTNERS LP  
 PO BOX 16025  
 MISSOULA, MT 59808

**Priority Date:** 11/9/1909

**Source:** CANYON CREEK

**Tributary:** LEMHI RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 03/15       | to 11/15  | 3.160 cfs             | 225.0 af                |
| STOCKWATER            | 05/01       | to 09/01  | 0.040 cfs             | 3.0 af                  |
|                       |             |           | 3.200 cfs             | 228.0 af                |

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

CANYON CREEK                      NWSW                      Sec 24 Twp 16N Rge 26E LEMHI 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   |        |
| 16N | 26E | 27  |     |    | 1.5 | 22.0 |    |    |    |    |    |    |    | 5.0 | 40.0 | 16.0 | 27.0 | 39.8 | 151.3  |
| 16N | 26E | 34  | 4.3 |    |     |      |    |    |    |    |    |    |    |     |      |      |      |      | 4.3    |

Right Acre Limit: 75.0  
 POU Total Acres: 155.6

**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 |        |
| 16N | 26E | 27  |    |    | X  | X  |    |    |    |    |    |    |    | X  | X  | X  | X  | X  |        |
| 16N | 27E | 34  | X  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 75.0 acres within the authorized place of use in a single irrigation season.
2. Rights 74-163, 74-164, and 74-7271 when combined shall not exceed the irrigation of 91.6 acres.
3. Rights 74-162, 74-163, 74-164, 74-7064 and 74-7271 when combined shall not exceed the irrigation of 155.6 acres.

Transfer No. 80834

**WATER RIGHT NO. 74-164**

**As Modified by Transfer No. 80834**

**CONDITIONS OF APPROVAL**

4. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
5. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
6. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
7. 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. 74W.
8. 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).
9. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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. 74-7271**

## **As Modified by Transfer No. 80834**

In accordance with the approval of Transfer No. 80834, Water Right No. 74-7271 is now described as follows:

**Right Holder:** LEADORE LAND PARTNERS LP  
PO BOX 16025  
MISSOULA, MT 59808

**Priority Date:** 7/12/1989

**Source:** GROUND WATER

**BENEFICIAL USE**  
IRRIGATION

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

**Diversion Rate**  
0.930 cfs  
0.950 cfs

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

GROUND WATER NWNE Sec 26 Twp 16N Rge 26E LEMHI 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   |        |
| 16N | 26E | 27  |     |    | 1.5 | 22.0 |    |    |    |    |    |    |    | 5.0 | 40.0 | 16.0 | 27.0 | 39.8 | 151.3  |
| 16N | 26E | 34  | 4.3 |    |     |      |    |    |    |    |    |    |    |     |      |      |      |      | 4.3    |

Right Acre Limit: 91.6  
POU Total Acres: 155.6

### **CONDITIONS OF APPROVAL**

1. Rights 74-163, 74-164, and 74-7271 when combined shall not exceed the irrigation of 91.6 acres.
2. Rights 74-162, 74-163, 74-164, 74-7064 and 74-7271 when combined shall not exceed the irrigation of 155.6 acres.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 320.6 af at the field headgate for the lands above.
5. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

Transfer No. 80834

**WATER RIGHT NO. 74-7271**

**As Modified by Transfer No. 80834**

**CONDITIONS OF APPROVAL**

6. 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.
7. The following rights are diverted through point(s) of diversion described above: 74-7064, 74-7271, and 74-16053.
8. Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide suitable control of the diversion.
9. The right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
10. When notified by the Department or by a watermaster with regulatory authority over this right, the right holder shall report the amount of water diverted in connection with this right. The report shall be submitted in the manner and frequency specified by the Department or the watermaster.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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. 74-7064**

## **As Modified by Transfer No. 80834**

In accordance with the approval of Transfer No. 80834, Water Right No. 74-7064 is now described as follows:

**Right Holder:** LEADORE LAND PARTNERS LP  
PO BOX 16025  
MISSOULA, MT 59808

**Priority Date:** 3/1/1979

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 5/01        | to 10/15  | 0.640 cfs             | 192.0 af                |
|                       |             |           | 0.640 cfs             | 192.0 af                |

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

GROUND WATER                      NWSE                      Sec 26 Twp 16N Rge 26E LEMHI 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   |        |
| 16N | 26E | 27  |     |    | 1.5 | 22.0 |    |    |    |    |    |    |    | 5.0 | 40.0 | 16.0 | 27.0 | 39.8 | 151.3  |
| 16N | 26E | 34  | 4.3 |    |     |      |    |    |    |    |    |    |    |     |      |      |      |      | 4.3    |

Right Acre Limit: 64.0  
POU Total Acres: 155.6

### **CONDITIONS OF APPROVAL**

1. Rights 74-162 and 74-7064 when combined shall not exceed the irrigation of 64.0 acres.
2. Rights 74-162, 74-163, 74-164, 74-7064 and 74-7271 when combined shall not exceed the irrigation of 155.6 acres.
3. 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.
4. The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before May 1 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
5. The following rights are diverted through point(s) of diversion described above: 74-7064, 74-7271, and 74-16053.

Transfer No. 80834

**WATER RIGHT NO. 74-7064**

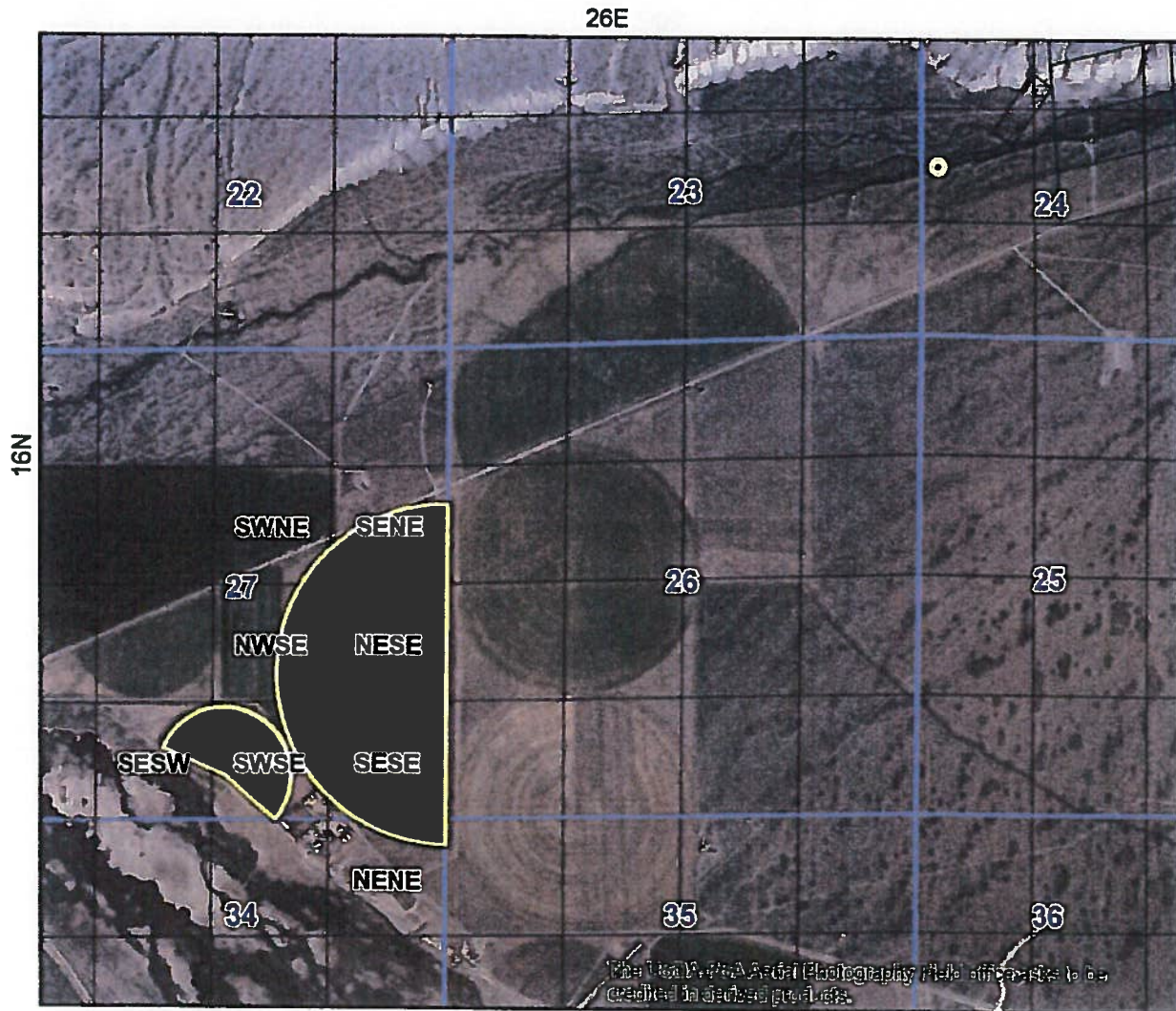
**As Modified by Transfer No. 80834**

**CONDITIONS OF APPROVAL**

6. Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide suitable control of the diversion.
7. The right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
8. When notified by the Department or by a watermaster with regulatory authority over this right, the right holder shall report the amount of water diverted in connection with this right. The report shall be submitted in the manner and frequency specified by the Department or the watermaster.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to 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 No. 80834**  
74-162, 74-163, and 74-164

This map depicts the IRRIGATION 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

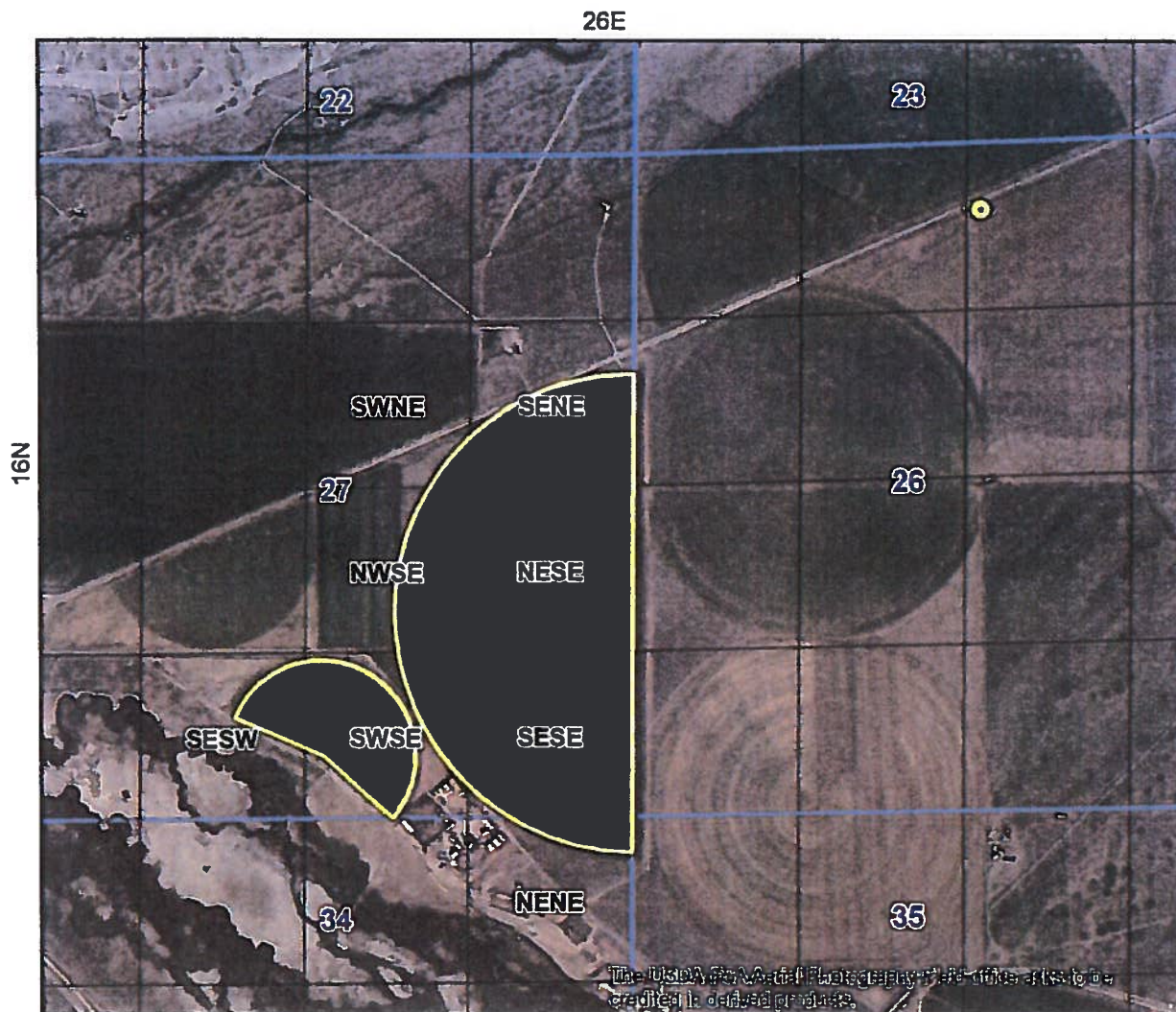
0 0.25 0.5 1 Miles

Map 1 of 2  
This map depicts the water rights in Transfer No. 80834 that list Canyon Creek as the source.



State of Idaho  
Department of Water Resources  
**Attachment to Transfer No. 80834**  
74-7064 and 74-7271

This map depicts the IRRIGATION 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 0.175 0.35 0.7 Miles

Map 2 of 2

This map depicts the water rights in Transfer No. 80834 that list ground water as a source.

