

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80809

This is to certify that: SMITH TETON RANCH LLC
3260 ASH ST
PALO ALTO, CA 94306

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>
22-13143	WR/DECREED	1/22/1916	3.400 cfs	N/A	N/A	133.5	SOUTH LEIGH CREEK
22-13147	WR/DECREED	1/18/1905	3.000 cfs	N/A	N/A	133.5	SOUTH LEIGH CREEK

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>
22-13143	NO	NO	YES	NO	NO	NO
22-13147	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>
22-13143	22-13143	3.400 cfs	N/A	N/A	133.5	N/A	N/A	N/A	N/A	N/A
22-13147	22-13147	3.000 cfs	N/A	N/A	133.5	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		6.400 cfs	N/A	N/A	133.5		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 26th day of May, 2016.



Water Resources Program Manager

SUPPORT DATA

Transfer No. 80809

IN FILE # 22-13143

WATER RIGHT NO. 22-13147
As Modified by Transfer No. 80809

In accordance with the approval of Transfer No. 80809, Water Right No. 22-13147 is now described as follows:

Right Holder: SMITH TETON RANCH LLC
 3260 ASH ST
 PALO ALTO, CA 94306

Priority Date: 1/18/1905

Source: SOUTH LEIGH CREEK **Tributary:** TETON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	3.000 cfs
			3.000 cfs

LOCATION OF POINT(S) OF DIVERSION

SOUTH LEIGH CREEK	L2 (SWNW)	Sec 31 Twp 06N Rge 46E	TETON County
SOUTH LEIGH CREEK	L2 (SWNW)	Sec 31 Twp 06N Rge 46E	TETON County
SOUTH LEIGH CREEK	NWNWSW	Sec 32 Twp 06N Rge 46E	TETON 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	
06N	45E	36			12.0	9.6		0.7	2.5	14.0	40.0	8.6				38.5			125.9
06N	46E	31							7.8										7.6
									L2										

POU Total Acres: 133.5

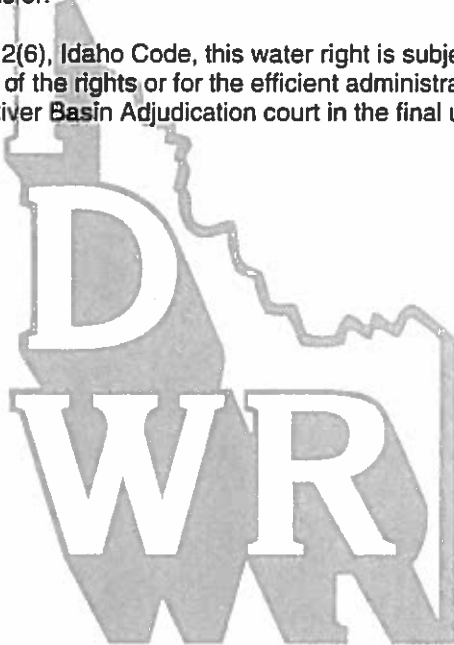
CONDITIONS OF APPROVAL

1. Rights 22-13143 and 22-13147 when combined shall not exceed the irrigation of 133.5 acres.
2. 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.
3. 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. 1.
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. Water is delivered through Desert Ditch, South Beard Ditch and North Beard Ditch.

WATER RIGHT NO. 22-13147
As Modified by Transfer No. 80809

CONDITIONS OF APPROVAL

6. This right does not grant any right-of-way or easement across the land of another.
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 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. 22-13143**As Modified by Transfer No. 80809**

In accordance with the approval of Transfer No. 80809, Water Right No. 22-13143 is now described as follows:

Right Holder: SMITH TETON RANCH LLC
3260 ASH ST
PALO ALTO, CA 94306

Priority Date: 1/22/1916

Source: SOUTH LEIGH CREEK **Tributary:** TETON RIVER

BENEFICIAL USE

IRRIGATION

From

04/15

To

to 10/31

Diversion Rate

3.400 cfs

3.400 cfs

LOCATION OF POINT(S) OF DIVERSION

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SOUTH LEIGH CREEK	NWNWSW	Sec 32 Twp 06N Rge 46E	TETON 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	
06N	45E	36			12.0	9.6		0.7	2.5	14.0	40.0	8.6				38.5			125.9
06N	46E	31							7.8										7.6
									1.2										

POU Total Acres: 133.5

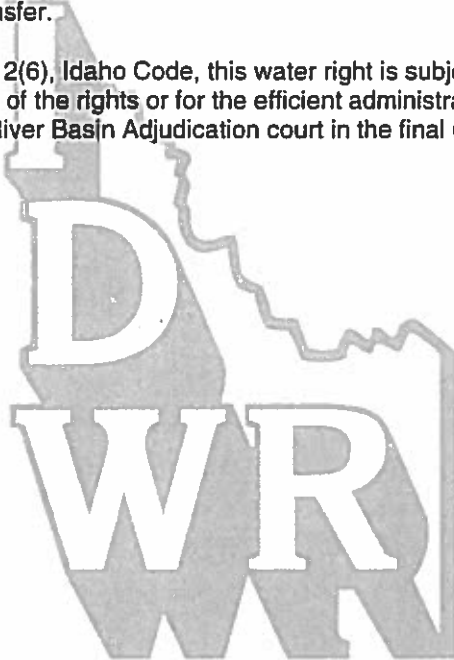
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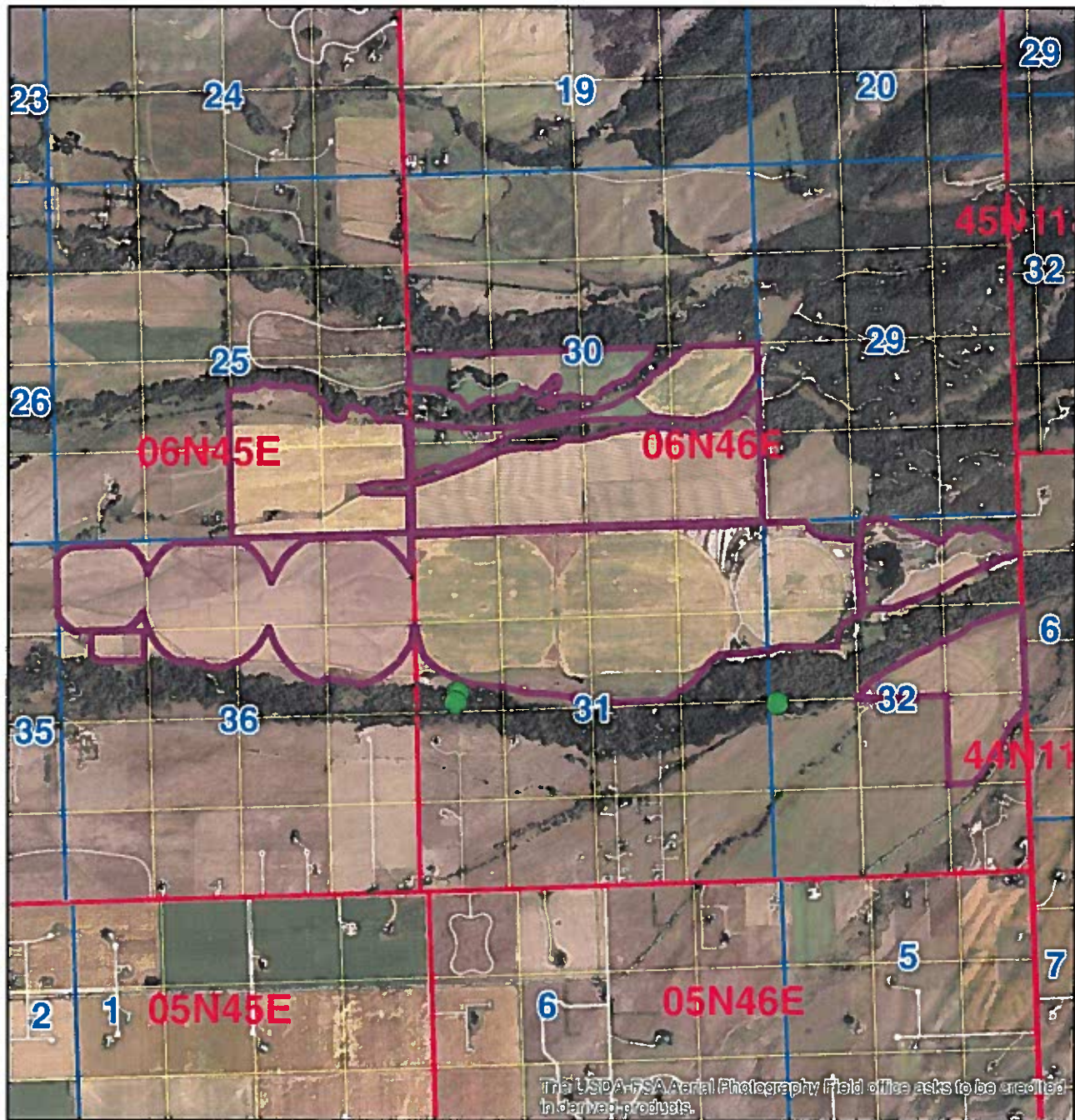
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Transfer Approval 80809

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



Legend

- Water Right POD
- Water Right POU
- Township/Range
- Sections
- QQ

0 1,050 2,100 4,200 Feet

1 inch = 2,363 feet

