

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80683**

This is to certify that: **NORTH FREMONT CANAL SYSTEMS INC**
C/O LON ATCHLEY
PO BOX 241
ASHTON, ID 83420

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>
21-10944	WR/DECREED	6/1/1892	1.900 cfs	N/A	N/A	31539.0	BLACK SPRINGS CREEK
21-48	WR/DECREED	4/1/1896	34.000 cfs	N/A	N/A	31539.0	FALL RIVER
21-49	WR/DECREED	5/1/1904	12.000 cfs	N/A	N/A	31539.0	FALL RIVER
21-73B	WR/DECREED	11/5/1895	4.000 cfs	N/A	240.0	31539.0	FALL RIVER
21-73D	WR/DECREED	11/5/1895	4.000 cfs	N/A	240.0	31539.0	FALL RIVER
21-73F	WR/DECREED	11/5/1895	3.920 cfs	N/A	N/A	31539.0	FALL RIVER
21-73J	WR/DECREED	11/5/1895	317.660 cfs	N/A	6320.0	31539.0	FALL RIVER
21-75	WR/DECREED	6/1/1894	3.000 cfs	N/A	N/A	31539.0	FALL RIVER

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>
21-10944	NO	NO	YES	NO	NO	NO
21-48	NO	YES	YES	YES	NO	NO
21-49	NO	YES	YES	YES	NO	NO
21-73B	NO	YES	YES	YES	NO	NO
21-73D	NO	YES	YES	YES	NO	NO
21-73F	NO	YES	YES	YES	NO	NO
21-73J	NO	YES	YES	YES	NO	NO
21-75	NO	YES	YES	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>
21-10944	21-10944	1.900 cfs	N/A	171.6	N/A	N/A	N/A	N/A	N/A	N/A
21-48	21-48	34.000 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
21-49	21-49	12.000 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
21-73B	21-73B	4.000 cfs	N/A	240.0	N/A	N/A	N/A	N/A	N/A	N/A
21-73D	21-73D	4.000 cfs	N/A	240.0	N/A	N/A	N/A	N/A	N/A	N/A
21-73F	21-73F	3.920 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
21-73J	21-73J	317.660 cfs	N/A	6320.0	N/A	N/A	N/A	N/A	N/A	N/A
21-75	21-75	3.000 cfs	N/A	171.6	N/A	N/A	N/A	N/A	N/A	N/A

Transfer No. 80683

SUPPORT DATA

IN FILE #

21-48

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80683

COMBINED TOTALS 380.480 cfs N/A 31539.0 31539.0 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 12th day of May, 2016.


for _____
Chief, Water Allocation Bureau



WATER RIGHT NO. 21-48

As Modified by Transfer No. 80683

In accordance with the approval of Transfer No. 80683, Water Right No. 21-48 is now described as follows:

Right Holder: NORTH FREMONT CANAL SYSTEMS INC
C/O LON ATCHLEY
PO BOX 241
ASHTON, ID 83420

Priority Date: 4/5/1896

Source: FALL RIVER

Tributary: HENRYS FORK

BENEFICIAL USE
IRRIGATION

From
04/01

To
to 10/31

Diversion Rate
34.000 cfs
34.000 cfs

LOCATION OF POINT(S) OF DIVERSION

FALL RIVER	L4 (NWNW)	Sec 2 Twp 08N Rge 42E	FREMONT County	(I)
FALL RIVER	L1 (SESE)	Sec 20 Twp 08N Rge 42E	FREMONT County	
FALL RIVER	L1 (NESE)	Sec 21 Twp 08N Rge 42E	FREMONT County	
FALL RIVER	L1 (NENE)	Sec 4 Twp 08N Rge 42E	FREMONT County	(R)
FALL RIVER	SENW	Sec 4 Twp 08N Rge 43E	FREMONT County	
FALL RIVER	SENW	Sec 4 Twp 08N Rge 43E	FREMONT County	
FALL RIVER	L4 (SWNW)	Sec 13 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	L5 (SWSE)	Sec 15 Twp 09N Rge 42E	FREMONT County	(I)
FALL RIVER	NWNE	Sec 23 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	NWNE	Sec 25 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	SWNENW	Sec 33 Twp 09N Rge 42E	FREMONT County	(R)
FALL RIVER	NESE	Sec 35 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NESE	Sec 35 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NWSW	Sec 36 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NWNW	Sec 35 Twp 09N Rge 44E	FREMONT County	
FALL RIVER	NWSW	Sec 33 Twp 09N Rge 45E	FREMONT County	

CONDITIONS OF APPROVAL

1. Rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, 21-75, and 21-10944 when combined shall not exceed the irrigation of 31,539.0 acres.
2. 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.
3. 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).

WATER RIGHT NO. 21-48

As Modified by Transfer No. 80683

CONDITIONS OF APPROVAL

4. The right holder shall provide the watermaster of State Water District No. 01, Snake River, with a water right distribution summary prior to each irrigation season designating the amount of water to be diverted from each point of diversion and specifying the associated water right number(s) and date of priority.
5. The right holder shall provide the watermaster of State Water District No. 01, Snake River, with an assignment of available storage water among the various points of diversion prior to the storage being delivered if the right holder does not wish the storage water to be uniformly available to all diversion points.
6. Point of injection into and point of redirection from Black Springs Creek.
7. Point of injection into and point of redirection from Henry's Fork.
8. Diversion of Henry's Fork water is limited to those times water is available for diversion under this right and priority from the Fall River and is actually diverted into the Henry's Fork for mitigation purposes.
9. Diversion of water from the additional point of diversion authorized under Transfer 80683, located in T09N R42E Sec.33 SWNENW, shall not exceed a maximum diversion rate of 0.40 cfs from rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, and 21-75.
10. Diversion of water from the additional point of diversion authorized under Transfer 80683, located in T09N R43E Sec 36 NWSW, shall not exceed a maximum diversion rate of of 1.88 cfs from rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, and 21-75.
11. Place of use is within the area served by North Fremont Canal Systems Inc.
12. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
13. 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.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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. 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. 21-49**As Modified by Transfer No. 80683**

In accordance with the approval of Transfer No. 80683, Water Right No. 21-49 is now described as follows:

Right Holder: NORTH FREMONT CANAL SYSTEMS INC
C/O LON ATCHLEY
PO BOX 241
ASHTON, ID 83420

Priority Date: 5/1/1904

Source: FALL RIVER

Tributary: HENRYS FORK

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
12.000 cfs
12.000 cfs

LOCATION OF POINT(S) OF DIVERSION

FALL RIVER	L4 (NWNW)	Sec 2 Twp 08N Rge 42E	FREMONT County	(I)
FALL RIVER	L1 (SESE)	Sec 20 Twp 08N Rge 42E	FREMONT County	
FALL RIVER	L1 (NESE)	Sec 21 Twp 08N Rge 42E	FREMONT County	
FALL RIVER	L1 (NENE)	Sec 4 Twp 08N Rge 42E	FREMONT County	(R)
FALL RIVER	SENW	Sec 4 Twp 08N Rge 43E	FREMONT County	
FALL RIVER	SENW	Sec 4 Twp 08N Rge 43E	FREMONT County	
FALL RIVER	L4 (SWNW)	Sec 13 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	L5 (SWSE)	Sec 15 Twp 09N Rge 42E	FREMONT County	(I)
FALL RIVER	NWNE	Sec 23 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	NWNE	Sec 25 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	SWNENW	Sec 33 Twp 09N Rge 42E	FREMONT County	(R)
FALL RIVER	NESE	Sec 35 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NESE	Sec 35 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NWSW	Sec 36 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NWNW	Sec 35 Twp 09N Rge 44E	FREMONT County	
FALL RIVER	NWSW	Sec 33 Twp 09N Rge 45E	FREMONT County	

CONDITIONS OF APPROVAL

1. Rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, 21-75, and 21-10944 when combined shall not exceed the irrigation of 31,539.0 acres.
2. 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.
3. 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).

WATER RIGHT NO. 21-49
As Modified by Transfer No. 80683

CONDITIONS OF APPROVAL

4. The right holder shall provide the watermaster of State Water District No. 01, Snake River, with a water right distribution summary prior to each irrigation season designating the amount of water to be diverted from each point of diversion and specifying the associated water right number(s) and date of priority.
5. The right holder shall provide the watermaster of State Water District No. 01, Snake River, with an assignment of available storage water among the various points of diversion prior to the storage being delivered if the right holder does not wish the storage water to be uniformly available to all diversion points.
6. Point of injection into and point of redirection from Black Springs Creek.
7. Point of injection into and point of redirection from Henry's Fork.
8. Diversion of Henry's Fork water is limited to those times water is available for diversion under this right and priority from Fall River and is actually diverted into the Henry's Fork for mitigation purposes.
9. Diversion of water from the additional point of diversion authorized under Transfer 80683, located in T09N R42 Sec. 33 SWNENW, shall not exceed a maximum diversion rate of 0.40 cfs from rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, and 21-75.
10. Diversion of water from the additional point of diversion authorized under Transfer 80683, located in T09N R43E Sec. 36 NWSW, shall not exceed a maximum diversion rate of 1.88 cfs from rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, and 21-75.
11. Place of use is within the area served by North Fremont Canal Systems Inc.
12. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
13. 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.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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. 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. 21-73B **As Modified by Transfer No. 80683**

In accordance with the approval of Transfer No. 80683, Water Right No. 21-73B is now described as follows:

Right Holder: NORTH FREMONT CANAL SYSTEMS INC
C/O LON ATCHLEY
PO BOX 241
ASHTON, ID 83420

Priority Date: 11/5/1895

Source: FALL RIVER

Tributary: HENRYS FORK

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
4.000 cfs
4.000 cfs

LOCATION OF POINT(S) OF DIVERSION

FALL RIVER	L4 (NWNW)	Sec 2 Twp 08N Rge 42E	FREMONT County	(I)
FALL RIVER	L1 (SESE)	Sec 20 Twp 08N Rge 42E	FREMONT County	
FALL RIVER	L1 (NESE)	Sec 21 Twp 08N Rge 42E	FREMONT County	
FALL RIVER	L1 (NENE)	Sec 4 Twp 08N Rge 42E	FREMONT County	(R)
FALL RIVER	SENW	Sec 4 Twp 08N Rge 43E	FREMONT County	
FALL RIVER	SENW	Sec 4 Twp 08N Rge 43E	FREMONT County	
FALL RIVER	L4 (SWNW)	Sec 13 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	L5 (SWSE)	Sec 15 Twp 09N Rge 42E	FREMONT County	(I)
FALL RIVER	NWNE	Sec 23 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	NWNE	Sec 25 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	SWNENW	Sec 33 Twp 09N Rge 42E	FREMONT County	(R)
FALL RIVER	NESE	Sec 35 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NESE	Sec 35 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NWSW	Sec 36 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NWNW	Sec 35 Twp 09N Rge 44E	FREMONT County	
FALL RIVER	NWSW	Sec 33 Twp 09N Rge 45E	FREMONT County	

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 240.0 acres within the authorized place of use in a single irrigation season.
2. Rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, 21-75, and 21-10944 when combined shall not exceed the irrigation of 31,539.0 acres.
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).

WATER RIGHT NO. 21-73B
As Modified by Transfer No. 80683

CONDITIONS OF APPROVAL

5. The right holder shall provide the watermaster of State Water District No. 01, Snake River, with a water right distribution summary prior to each irrigation season designating the amount of water to be diverted from each point of diversion and specifying the associated water right number(s) and date of priority.
6. The right holder shall provide the watermaster of State Water District No. 01, Snake River, with an assignment of available storage water among the various points of diversion prior to the storage being delivered if the right holder does not wish the storage water to be uniformly available to all diversion points.
7. Point of injection into and point of redirection from Black Springs Creek.
8. Point of injection into and point of redirection from Henry's Fork.
9. Diversion of Henry's Fork water is limited to those times water is available for diversion under this right and priority from the Fall River and is actually diverted into the Henry's Fork for mitigation purposes.
10. Diversion of water from the additional point of diversion authorized under Transfer 80683, located in T09N R42E Sec. 33 SWNENW, shall not exceed a maximum diversion rate of 0.40 cfs from rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, and 21-75.
11. Diversion of water from the additional point of diversion authorized under Transfer 80683, located in T09N R43E Sec. 36 NWSW, shall not exceed a maximum diversion rate of 1.88 cfs from rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, and 21-75.
12. Place of use is within the area served by North Fremont Canal Systems Inc.
13. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
14. 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.
15. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.

WATER RIGHT NO. 21-73D**As Modified by Transfer No. 80683**

In accordance with the approval of Transfer No. 80683, Water Right No. 21-73D is now described as follows:

Right Holder: NORTH FREMONT CANAL SYSTEMS INC
C/O LON ATCHLEY
PO BOX 241
ASHTON, ID 83420

Priority Date: 11/5/1895

Source: FALL RIVER

Tributary: HENRYS FORK

BENEFICIAL USE

IRRIGATION

From
04/01**To**
to 10/31**Diversion Rate**

4.000 cfs

4.000 cfs

LOCATION OF POINT(S) OF DIVERSION

FALL RIVER	L4 (NWNW)	Sec 2 Twp 08N Rge 42E	FREMONT County	(I)
FALL RIVER	L1 (SESE)	Sec 20 Twp 08N Rge 42E	FREMONT County	
FALL RIVER	L1 (NESE)	Sec 21 Twp 08N Rge 42E	FREMONT County	
FALL RIVER	L1 (NENE)	Sec 4 Twp 08N Rge 42E	FREMONT County	(R)
FALL RIVER	SENW	Sec 4 Twp 08N Rge 43E	FREMONT County	
FALL RIVER	SENW	Sec 4 Twp 08N Rge 43E	FREMONT County	
FALL RIVER	L4 (SWNW)	Sec 13 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	L5 (SWSE)	Sec 15 Twp 09N Rge 42E	FREMONT County	(I)
FALL RIVER	NWNE	Sec 23 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	NWNE	Sec 25 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	SWNENW	Sec 33 Twp 09N Rge 42E	FREMONT County	(R)
FALL RIVER	NESE	Sec 35 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NESE	Sec 35 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NWSW	Sec 36 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NWNW	Sec 35 Twp 09N Rge 44E	FREMONT County	
FALL RIVER	NWSW	Sec 33 Twp 09N Rge 45E	FREMONT County	

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 240.0 acres within the authorized place of use in a single irrigation season.
2. Rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, 21-75, and 21-10944 when combined shall not exceed the irrigation of 31,539.0 acres.
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).

WATER RIGHT NO. 21-73D
As Modified by Transfer No. 80683

CONDITIONS OF APPROVAL

5. The right holder shall provide the watermaster of State Water District No. 01, Snake River, with a water right distribution summary prior to each irrigation season designating the amount of water to be diverted from each point of diversion and specifying the associated water right number(s) and date of priority.
6. The right holder shall provide the watermaster of State Water District No. 01, Snake River, with an assignment of available storage water among the various points of diversion prior to the storage being delivered if the right holder does not wish the storage water to be uniformly available to all diversion points.
7. Point of injection into and point of redirection from Black Springs Creek.
8. Point of injection into and point of redirection from Henry's Fork.
9. Diversion of Henry's Fork water is limited to those times water is available for diversion under this right and priority from the Fall River and is actually diverted into the Henry's Fork for mitigation purposes.
10. Diversion of water from the additional point of diversion authorized under Transfer 80683, located in T09N R43E Sec. 33 SWNENW shall not exceed a maximum diversion rate of 0.40 cfs from rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, 21-75, and 21-10944.
11. Diversion of water from the additional point of diversion authorized under Transfer 80683 located in T09N R43E Sec. 36 NWSW shall not exceed a maximum diversion rate of 1.88 cfs from rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, 21-75, and 21-10944.
12. Place of use is within the area served by North Fremont Canal Systems Inc.
13. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
14. 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.
15. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.

WATER RIGHT NO. 21-73F**As Modified by Transfer No. 80683**

In accordance with the approval of Transfer No. 80683, Water Right No. 21-73F is now described as follows:

Right Holder: NORTH FREMONT CANAL SYSTEMS INC
C/O LON ATCHLEY
PO BOX 241
ASHTON, ID 83420

Priority Date: 11/5/1895

Source: FALL RIVER

Tributary: HENRYS FORK

BENEFICIAL USE

IRRIGATION

From
04/01**To**
to 10/31**Diversion Rate**

3.920 cfs

3.920 cfs

LOCATION OF POINT(S) OF DIVERSION

FALL RIVER	L4 (NWNW)	Sec 2 Twp 08N Rge 42E	FREMONT County	(I)
FALL RIVER	L1 (SESE)	Sec 20 Twp 08N Rge 42E	FREMONT County	
FALL RIVER	L1 (NESE)	Sec 21 Twp 08N Rge 42E	FREMONT County	
FALL RIVER	L1 (NENE)	Sec 4 Twp 08N Rge 42E	FREMONT County	(R)
FALL RIVER	SENW	Sec 4 Twp 08N Rge 43E	FREMONT County	
FALL RIVER	SENW	Sec 4 Twp 08N Rge 43E	FREMONT County	
FALL RIVER	L4 (SWNW)	Sec 13 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	L5 (SWSE)	Sec 15 Twp 09N Rge 42E	FREMONT County	(I)
FALL RIVER	NWNE	Sec 23 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	NWNE	Sec 25 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	SWNENW	Sec 33 Twp 09N Rge 42E	FREMONT County	(R)
FALL RIVER	NESE	Sec 35 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NESE	Sec 35 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NWSW	Sec 36 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NWNW	Sec 35 Twp 09N Rge 44E	FREMONT County	
FALL RIVER	NWSW	Sec 33 Twp 09N Rge 45E	FREMONT County	

CONDITIONS OF APPROVAL

1. Rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, 21-75, and 21-10944 when combined shall not exceed the irrigation of 31,539.0 acres.
2. 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.
3. 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).

WATER RIGHT NO. 21-73F
As Modified by Transfer No. 80683

CONDITIONS OF APPROVAL

4. The right holder shall provide the watermaster of State Water District No. 01, Snake River, with a water right distribution summary prior to each irrigation season designating the amount of water to be diverted from each point of diversion and specifying the associated water right number(s) and date of priority.
5. The right holder shall provide the watermaster of State Water District No. 01, Snake River, with an assignment of available storage water among the various points of diversion prior to the storage being delivered if the right holder does not wish the storage water to be uniformly available to all diversion points.
6. Point of injection into and point of redirection from Black Springs Creek.
7. Point of injection into and point of redirection from Henry's Fork.
8. Diversion of Henry's Fork water is limited to those times water is available for diversion under this right and priority from the Fall River and is actually diverted into the Henry's Fork for mitigation purposes.
9. Diversion of water from the additional point of diversion authorized under Transfer 80683 located in T09N R42E Sec. 33 SWNENW shall not exceed a maximum diversion rate of 0.40 cfs from rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, and 21-75.
10. Diversion of water from the additional point of diversion authorized under Transfer 80683 located in T09N R43E Sec. 36 NWSW shall not exceed a maximum diversion rate of 1.88 cfs from rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, and 21-75.
11. Place of use is within the area served by North Fremont Canal Systems Inc.
12. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
13. 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.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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. 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. 21-73J**As Modified by Transfer No. 80683**

In accordance with the approval of Transfer No. 80683, Water Right No. 21-73J is now described as follows:

Right Holder: NORTH FREMONT CANAL SYSTEMS INC
C/O LON ATCHLEY
PO BOX 241
ASHTON, ID 83420

Priority Date: 11/5/1895

Source: FALL RIVER

Tributary: HENRYS FORK

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 10/31 **Diversion Rate**
317.660 cfs
317.660 cfs

LOCATION OF POINT(S) OF DIVERSION

FALL RIVER	L4 (NWNW)	Sec 2 Twp 08N Rge 42E	FREMONT County	(I)
FALL RIVER	L1 (SESE)	Sec 20 Twp 08N Rge 42E	FREMONT County	
FALL RIVER	L1 (NESE)	Sec 21 Twp 08N Rge 42E	FREMONT County	
FALL RIVER	L1 (NENE)	Sec 4 Twp 08N Rge 42E	FREMONT County	(R)
FALL RIVER	SENW	Sec 4 Twp 08N Rge 43E	FREMONT County	
FALL RIVER	SENW	Sec 4 Twp 08N Rge 43E	FREMONT County	
FALL RIVER	L4 (SWNW)	Sec 13 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	L5 (SWSE)	Sec 15 Twp 09N Rge 42E	FREMONT County	(I)
FALL RIVER	NWNE	Sec 23 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	NWNE	Sec 25 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	SWNENW	Sec 33 Twp 09N Rge 42E	FREMONT County	(R)
FALL RIVER	NESE	Sec 35 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NESE	Sec 35 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NWSW	Sec 36 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NWNW	Sec 35 Twp 09N Rge 44E	FREMONT County	
FALL RIVER	NWSW	Sec 33 Twp 09N Rge 45E	FREMONT County	

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 6,320.0 acres within the authorized place of use in a single irrigation season.
2. Rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, 21-75, and 21-10944 when combined shall not exceed the irrigation of 31,539.0 acres.
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).

WATER RIGHT NO. 21-73J
As Modified by Transfer No. 80683

CONDITIONS OF APPROVAL

5. The right holder shall provide the watermaster of State Water District No. 01, Snake River, with a water right distribution summary prior to each irrigation season designating the amount of water to be diverted from each point of diversion and specifying the associated water right number(s) and date of priority.
6. The right holder shall provide the watermaster of State Water District No. 01, Snake River, with an assignment of available storage water among the various points of diversion prior to the storage being delivered if the right holder does not wish the storage water to be uniformly available to all diversion points.
7. Point of injection into and point of redirection from Black Springs Creek.
8. Point of injection into and point of redirection from Henry's Fork.
9. Diversion of Henry's Fork water is limited to those times water is available for diversion under this right and priority from the Fall River and is actually diverted into the Henry's Fork for mitigation purposes.
10. Diversion of water from the additional point of diversion authorized under Transfer 80683 located in T09N R42E Sec. 33 SWNENW shall not exceed a maximum diversion rate of 0.40 cfs from rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, and 21-73J.
11. Diversion of water from the additional point of diversion authorized under Transfer 80683 located in T09N R43E Sec. 36 NWSW shall not exceed a maximum diversion rate of 1.88 cfs from rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, and 21-75.
12. Place of use is within the area served by North Fremont Canal Systems Inc.
13. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
14. 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.
15. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.

WATER RIGHT NO. 21-10944
As Modified by Transfer No. 80683

In accordance with the approval of Transfer No. 80683, Water Right No. 21-10944 is now described as follows:

Right Holder: NORTH FREMONT CANAL SYSTEMS INC
C/O LON ATCHLEY
PO BOX 241
ASHTON, ID 83420

Priority Date: 6/1/1892

Source: BLACK SPRINGS CREEK **Tributary:** HENRYS FORK

BENEFICIAL USE
IRRIGATION

From **To**
04/01 to 10/31

Diversion Rate
1.900 cfs
1.900 cfs

LOCATION OF POINT(S) OF DIVERSION

BLACK SPRINGS CREEK L1 (NENE) Sec 4 Twp 08N Rge 42E FREMONT County

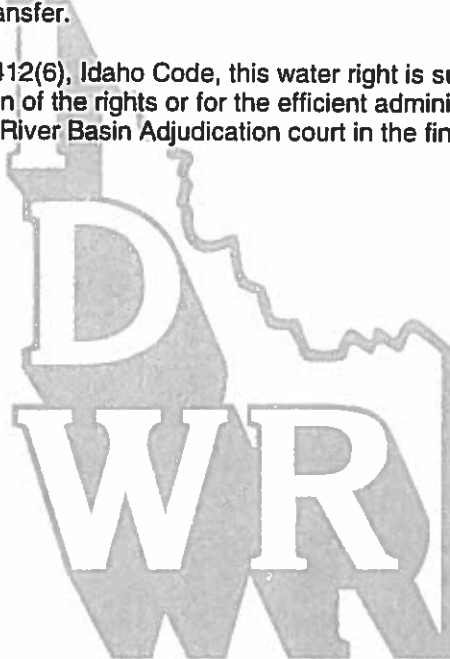
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 171.6 acres within the authorized place of use in a single irrigation season.
2. Rights 21-75 and 21-10944 when combined shall not exceed the irrigation of 171.6 acres.
3. Rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, 21-75, and 21-10944 when combined shall not exceed the irrigation of 31,539.0 acres.
4. 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. 01.
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. Place of use is within the area served by North Fremont Canal Systems Inc.
7. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

WATER RIGHT NO. 21-10944
As Modified by Transfer No. 80683

CONDITIONS OF APPROVAL

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 place of use.
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. 21-75

As Modified by Transfer No. 80683

In accordance with the approval of Transfer No. 80683, Water Right No. 21-75 is now described as follows:

Right Holder: NORTH FREMONT CANAL SYSTEMS INC
C/O LON ATCHLEY
PO BOX 241
ASHTON, ID 83420

Priority Date: 6/1/1894

Source: FALL RIVER

Tributary: HENRYS FORK

BENEFICIAL USE
IRRIGATION

From
04/01

To
to 10/31

Diversion Rate
3.000 cfs
3.000 cfs

LOCATION OF POINT(S) OF DIVERSION

FALL RIVER	L4 (NWNW)	Sec 2 Twp 08N Rge 42E	FREMONT County	(I)
FALL RIVER	L1 (SESE)	Sec 20 Twp 08N Rge 42E	FREMONT County	
FALL RIVER	L1 (NESE)	Sec 21 Twp 08N Rge 42E	FREMONT County	
FALL RIVER	L1 (NENE)	Sec 4 Twp 08N Rge 42E	FREMONT County	(R)
FALL RIVER	SENW	Sec 4 Twp 08N Rge 43E	FREMONT County	
FALL RIVER	SENW	Sec 4 Twp 08N Rge 43E	FREMONT County	
FALL RIVER	L4 (SWNW)	Sec 13 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	L5 (SWSE)	Sec 15 Twp 09N Rge 42E	FREMONT County	(I)
FALL RIVER	NWNE	Sec 23 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	NWNE	Sec 25 Twp 09N Rge 42E	FREMONT County	
FALL RIVER	SWNENW	Sec 33 Twp 09N Rge 42E	FREMONT County	(R)
FALL RIVER	NESE	Sec 35 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NESE	Sec 35 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NWSW	Sec 36 Twp 09N Rge 43E	FREMONT County	
FALL RIVER	NWNW	Sec 35 Twp 09N Rge 44E	FREMONT County	
FALL RIVER	NWSW	Sec 33 Twp 09N Rge 45E	FREMONT County	

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 171.6 acres within the authorized place of use in a single irrigation season.
2. Rights 21-75 and 21-10944 when combined shall not exceed the irrigation of 171.6 acres.
3. Rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, 21-75, and 21-10944 when combined shall not exceed the irrigation of 31,539.0 acres.
4. 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.

WATER RIGHT NO. 21-75

As Modified by Transfer No. 80683

CONDITIONS OF APPROVAL

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. The right holder shall provide the watermaster of State Water District No. 01, Snake River, with a water right distribution summary prior to each irrigation season designating the amount of water to be diverted from each point of diversion and specifying the associated water right number(s) and date of priority.
7. The right holder shall provide the watermaster of State Water District No. 01, Snake River, with an assignment of available storage water among the various points of diversion prior to the storage being delivered if the right holder does not wish the storage water to be uniformly available to all diversion points.
8. Point of injection into and point of rediversion from Black Springs Creek.
9. Point of injection into and point of rediversion from Henry's Fork.
10. Diversion of Henry's Fork water is limited to those times water is available for diversion under this right and priority from the Fall River and is actually diverted into the Henry's Fork for mitigation purposes.
11. Diversion of water from the additional point of diversion authorized under Transfer 80683 located in T09N R42E Sec. 33 SWNENW shall not exceed a maximum diversion rate of 0.40 cfs from rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, 21-75, and 21-10944.
12. Diversion of water from the additional point of diversion authorized under Transfer 80683 located in T09N R43E Sec. 36 NWSW shall not exceed a maximum diversion rate of 1.88 cfs from rights 21-48, 21-49, 21-73B, 21-73D, 21-73F, 21-73J, 21-75, and 21-10944.
13. Place of use is within the area served by North Fremont Canal Systems Inc.
14. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
15. 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.
16. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
17. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 21-75
As Modified by Transfer No. 80683

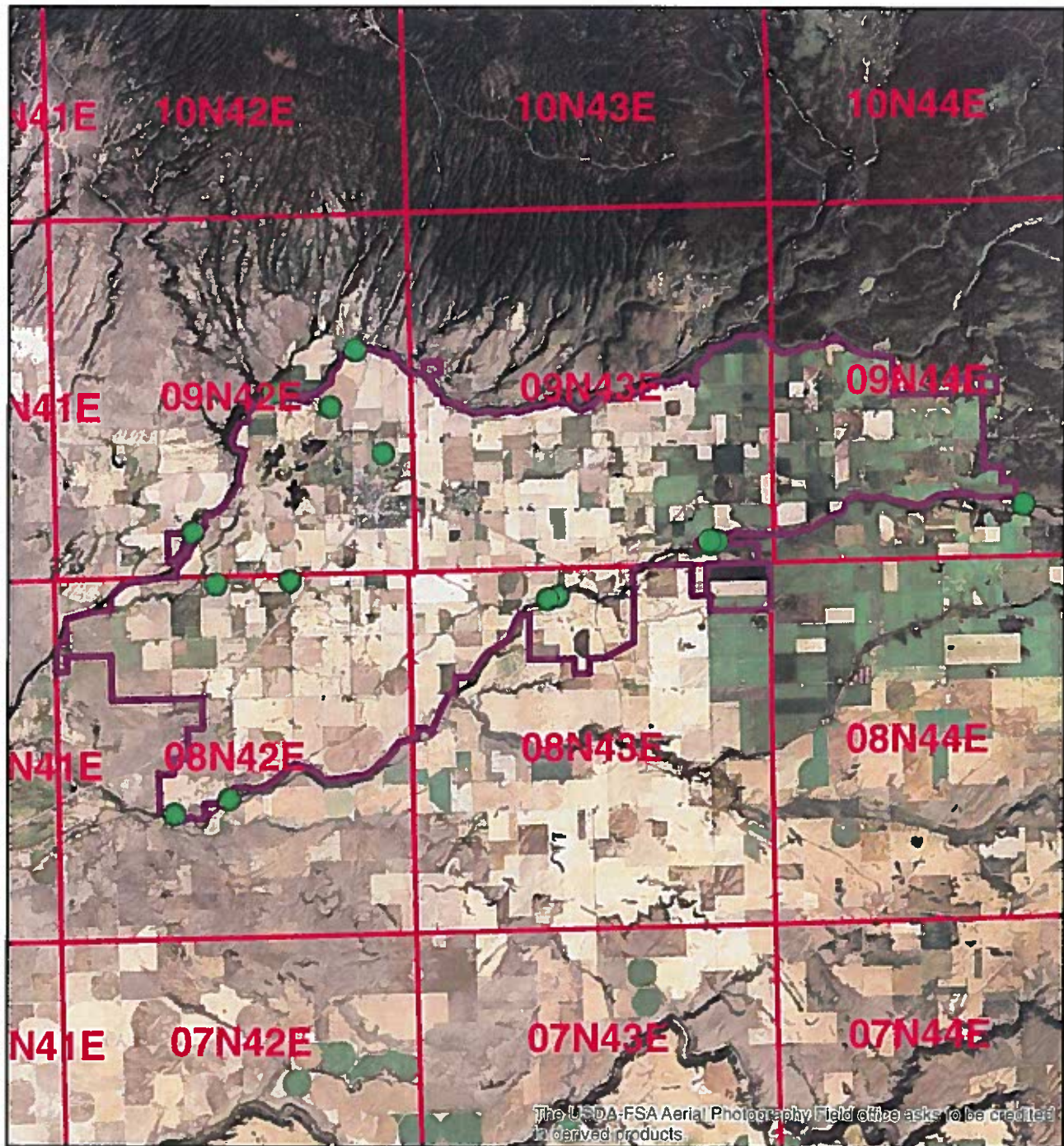
CONDITIONS OF APPROVAL

18. 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.



Transfer Approval 80683

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

0 6,000 12,000 24,000 Feet

1 inch = 13,962 feet

