

AMENDED

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STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT TRANSFER NO. 80496

This is to certify that: LIBERTY PARK IRRIGATION CO INC
C/O LARRY HANSEN
5293 S 4300 W
REXBURG, ID 83440

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>
1-104	WR/DECREED	6/2/1885	8.000 cfs	N/A	N/A	N/A	SNAKE RIVER
1-105	WR/DECREED	6/1/1886	38.000 cfs	N/A	N/A	N/A	SNAKE RIVER
1-106	WR/DECREED	6/1/1887	38.000 cfs	N/A	N/A	N/A	SNAKE RIVER
1-107	WR/DECREED	6/1/1888	38.000 cfs	N/A	N/A	N/A	SNAKE RIVER
1-108	WR/DECREED	6/1/1889	38.000 cfs	N/A	N/A	N/A	SNAKE RIVER
1-253	WR/DECREED	1/22/1916	16.000 cfs	N/A	N/A	N/A	SNAKE RIVER
1-316	WR/DECREED	4/1/1939	20.000 cfs	N/A	N/A	N/A	SNAKE 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>
1-104	NO	NO	NO	YES	NO	NO
1-105	NO	NO	NO	YES	NO	NO
1-106	NO	NO	NO	YES	NO	NO
1-107	NO	NO	NO	YES	NO	NO
1-108	NO	NO	NO	YES	NO	NO
1-253	NO	NO	NO	YES	NO	NO
1-316	NO	NO	NO	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
1-104	1-104	8.000 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
1-105	1-105	38.000 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
1-106	1-106	38.000 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
1-107	1-107	38.000 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
1-108	1-108	38.000 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
1-253	1-253	16.000 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
1-316	1-316	20.000 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		196.000 cfs	N/A	N/A	4229.0		N/A	N/A	N/A	N/A

Transfer No. 80496

SUPPORT DATA

IN FILE #

1-104

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80496

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 18th day of May, 2016.


for Chief, Water Allocation Bureau



WATER RIGHT NO. 1-104

As Modified by Transfer No. 80496

In accordance with the approval of Transfer No. 80496, Water Right No. 1-104 is now described as follows:

Right Holder: LIBERTY PARK IRRIGATION CO INC
C/O NICK THOMASON
5293 S 4300 W
REXBURG, ID 83440

Priority Date: 6/2/1885

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
8.000 cfs
8.000 cfs

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER	L7 (SWSW)	Sec 6 Twp 04N Rge 40E	MADISON County	
SNAKE RIVER	NENE	Sec 21 Twp 05N Rge 39E	MADISON County	(R)
SNAKE RIVER	NWSE	Sec.21 Twp 05N Rge 39E	MADISON County	(I)

CONDITIONS OF APPROVAL

1. Diversion of water from the point of re-diversion authorized under Transfer 80496 located in the NENE, Sec. 21, T05N, R39E, shall not exceed a maximum diversion rate of 6.00 cfs.
2. Place of use is within the area served by Liberty Park Irrigation Company.
3. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
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.
6. When notified by the watermaster, the right holder shall install and maintain measuring devices of a type acceptable to the Department at the point of injection and point of re-diversion.
7. Point of injection into Spring Slough. Point of rediversion from a shallow ground water well hydrologically connected to Spring Slough.

Transfer No. 80496

WATER RIGHT NO. 1-104

As Modified by Transfer No. 80496

CONDITIONS OF APPROVAL

8. To offset depletions to Spring Slough caused by the re-diversion of water from the ground water well located in the NENE of Section 21, T05N, R39E, the right holder shall inject an amount of water into Spring Slough on a real-time basis greater than or equal to the amount diverted from the well.
9. The shallow ground water well authorized as a point of re-diversion, located in the NENE, Sec. 21, T05N, R39E, shall not be deepened without an approved water right transfer authorizing the change.
10. Water is delivered through Liberty Park Canal.
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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 1-105

As Modified by Transfer No. 80496

In accordance with the approval of Transfer No. 80496, Water Right No. 1-105 is now described as follows:

Right Holder: LIBERTY PARK IRRIGATION CO INC
C/O NICK THOMASON
5293 S 4300 W
REXBURG, ID 83440

Priority Date: 6/1/1886

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

to 10/31

To

Diversion Rate

38.000 cfs

38.000 cfs

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER	L7 (SWSW)	Sec 6 Twp 04N Rge 40E	MADISON County	
SNAKE RIVER	NENE	Sec 21 Twp 05N Rge 39E	MADISON County	(R)
SNAKE RIVER	NWSE	Sec 21 Twp 05N Rge 39E	MADISON County	(I)

CONDITIONS OF APPROVAL

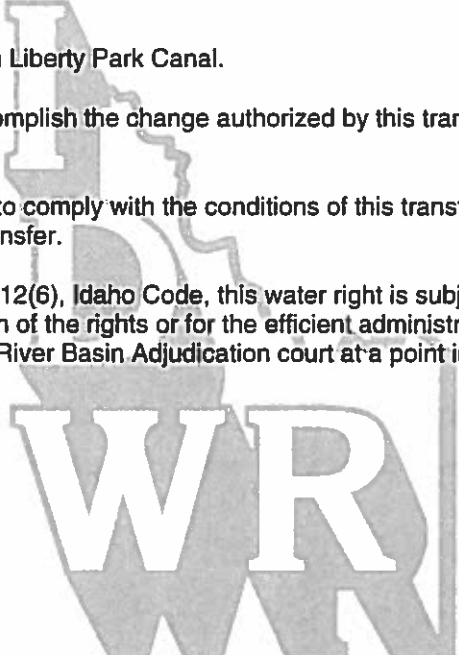
1. Diversion of water from the point of re-diversion authorized under Transfer 80496 located in the NENE, Sec. 21, T05N, R39E, shall not exceed a maximum diversion rate of 6.00 cfs.
2. Place of use is within the area served by Liberty Park Irrigation Company.
3. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
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.
6. When notified by the watermaster, the right holder shall install and maintain measuring devices of a type acceptable to the Department at the point of injection and point of re-diversion.
7. Point of injection into Spring Slough. Point of rediversion from a shallow ground water well hydrologically connected to Spring Slough.

Transfer No. 80496

WATER RIGHT NO. 1-105

As Modified by Transfer No. 80496

CONDITIONS OF APPROVAL

8. To offset depletions to Spring Slough caused by the re-diversion of water from the ground water well located in the NENE of Section 21, T05N, R39E, the right holder shall inject an amount of water into Spring Slough on a real-time basis greater than or equal to the amount diverted from the well.
 9. The shallow ground water well authorized as a point of re-diversion, located in the NENE, Sec. 21, T05N, R39E, shall not be deepened without an approved water right transfer authorizing the change.
 10. Water is delivered through Liberty Park Canal.
 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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WATER RIGHT NO. 1-106

As Modified by Transfer No. 80496

In accordance with the approval of Transfer No. 80496, Water Right No. 1-106 is now described as follows:

Right Holder: LIBERTY PARK IRRIGATION CO INC
C/O NICK THOMASON
5293 S 4300 W
REXBURG, ID 83440

Priority Date: 6/1/1887

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

38.000 cfs

38.000 cfs

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER	L7 (SWSW)	Sec 6 Twp 04N Rge 40E	MADISON County	
SNAKE RIVER	NENE	Sec 21 Twp 05N Rge 39E	MADISON County	(R)
SNAKE RIVER	NWSE	Sec 21 Twp 05N Rge 39E	MADISON County	(I)

CONDITIONS OF APPROVAL

1. Diversion of water from the point of re-diversion authorized under Transfer 80496 located in the NENE, Sec. 21, T05N, R39E, shall not exceed a maximum diversion rate of 6.00 cfs.
2. Place of use is within the area served by Liberty Park Irrigation Company.
3. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
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.
6. When notified by the watermaster, the right holder shall install and maintain measuring devices of a type acceptable to the Department at the point of injection and point of re-diversion.
7. Point of injection into Spring Slough. Point of rediversion from a shallow ground water well hydrologically connected to Spring Slough.

Transfer No. 80496

WATER RIGHT NO. 1-106

As Modified by Transfer No. 80496

CONDITIONS OF APPROVAL

8. To offset depletions to Spring Slough caused by the re-diversion of water from the ground water well located in the NENE of Section 21, T05N, R39E, the right holder shall inject an amount of water into Spring Slough on a real-time basis greater than or equal to the amount diverted from the well.
9. The shallow ground water well authorized as a point of re-diversion, located in the NENE, Sec. 21, T05N, R39E, shall not be deepened without an approved water right transfer authorizing the change.
10. Water is delivered through Liberty Park Canal.
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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 1-107

As Modified by Transfer No. 80496

In accordance with the approval of Transfer No. 80496, Water Right No. 1-107 is now described as follows:

Right Holder: LIBERTY PARK IRRIGATION CO INC
C/O NICK THOMASON
5293 S 4300 W
REXBURG, ID 83440

Priority Date: 6/1/1888

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
38,000 cfs
38,000 cfs

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER	L7 (SWSW)	Sec 6	Twp 04N Rge 40E	MADISON County	
SNAKE RIVER	NENE	Sec 21	Twp 05N Rge 39E	MADISON County	(R)
SNAKE RIVER	NWSE	Sec 21	Twp 05N Rge 39E	MADISON County	(I)

CONDITIONS OF APPROVAL

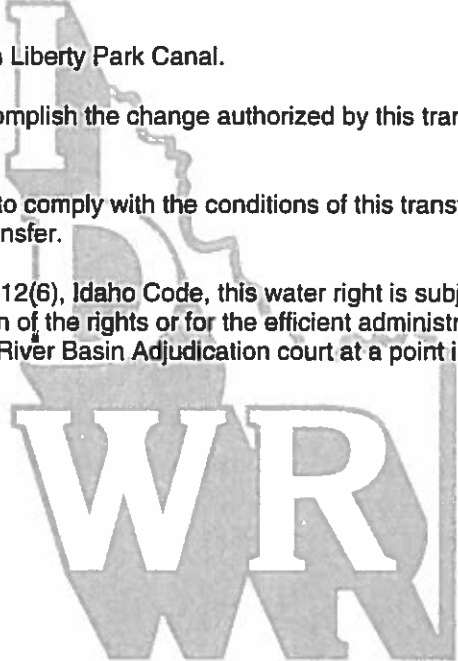
1. Diversion of water from the point of re-diversion authorized under Transfer 80496 located in the NENE, Sec. 21, T05N, R39E, shall not exceed a maximum diversion rate of 6.00 cfs.
2. Place of use is within the area served by Liberty Park Irrigation Company.
3. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
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.
6. When notified by the watermaster, the right holder shall install and maintain measuring devices of a type acceptable to the Department at the point of injection and point of re-diversion.
7. Point of injection into Spring Slough. Point of rediversion from a shallow ground water well hydrologically connected to Spring Slough.

Transfer No. 80496

WATER RIGHT NO. 1-107

As Modified by Transfer No. 80496

CONDITIONS OF APPROVAL

8. To offset depletions to Spring Slough caused by the re-diversion of water from the ground water well located in the NENE of Section 21, T05N, R39E, the right holder shall inject an amount of water into Spring Slough on a real-time basis greater than or equal to the amount diverted from the well.
 9. The shallow ground water well authorized as a point of re-diversion, located in the NENE, Sec. 21, T05N, R39E, shall not be deepened without an approved water right transfer authorizing the change.
 10. Water is delivered through Liberty Park Canal.
 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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WATER RIGHT NO. 1-108

As Modified by Transfer No. 80496

In accordance with the approval of Transfer No. 80496, Water Right No. 1-108 is now described as follows:

Right Holder: LIBERTY PARK IRRIGATION CO INC
C/O NICK THOMASON
5293 S 4300 W
REXBURG, ID 83440

Priority Date: 6/1/1889

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE
IRRIGATION

From
04/01

To
to 10/31

Diversion Rate
38,000 cfs
38,000 cfs

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER	L7 (SWSW)	Sec 6	Twp 04N Rge 40E	MADISON County	
SNAKE RIVER	NENE	Sec 21	Twp 05N Rge 39E	MADISON County	(R)
SNAKE RIVER	NWSE	Sec 21	Twp 05N Rge 39E	MADISON County	(I)

CONDITIONS OF APPROVAL

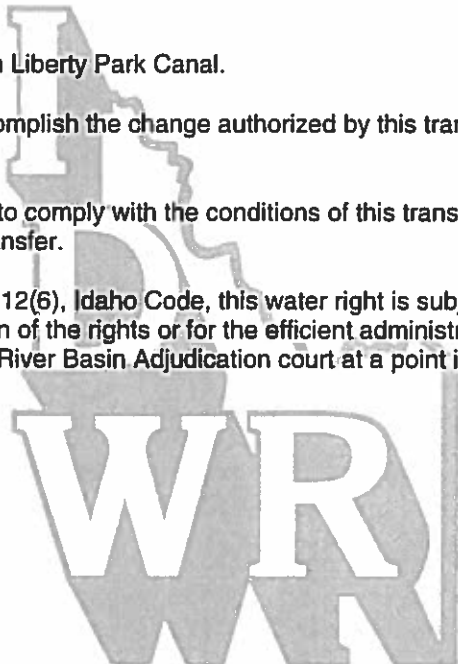
1. Diversion of water from the point of re-diversion authorized under Transfer 80496 located in the NENE, Sec. 21, T05N, R39E, shall not exceed a maximum diversion rate of 6.00 cfs.
2. Place of use is within the area served by Liberty Park Irrigation Company.
3. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
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.
6. When notified by the watermaster, the right holder shall install and maintain measuring devices of a type acceptable to the Department at the point of injection and point of re-diversion.
7. Point of injection into Spring Slough. Point of rediversion from a shallow ground water well hydrologically connected to Spring Slough.

Transfer No. 80496

WATER RIGHT NO. 1-108

As Modified by Transfer No. 80496

CONDITIONS OF APPROVAL

8. To offset depletions to Spring Slough caused by the re-diversion of water from the ground water well located in the NENE of Section 21, T05N, R39E, the right holder shall inject an amount of water into Spring Slough on a real-time basis greater than or equal to the amount diverted from the well.
 9. The shallow ground water well authorized as a point of re-diversion, located in the NENE, Sec. 21, T05N, R39E, shall not be deepened without an approved water right transfer authorizing the change.
 10. Water is delivered through Liberty Park Canal.
 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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WATER RIGHT NO. 1-253

As Modified by Transfer No. 80496

In accordance with the approval of Transfer No. 80496, Water Right No. 1-253 is now described as follows:

Right Holder: LIBERTY PARK IRRIGATION CO INC
C/O NICK THOMASON
5293 S 4300 W
REXBURG, ID 83440

Priority Date: 1/22/1916

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

to 10/31

To

Diversión Rate

16.000 cfs

16.000 cfs

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER	L7 (SWSW)	Sec 6	Twp 04N Rge 40E	MADISON County	
SNAKE RIVER	NENE	Sec 21	Twp 05N Rge 39E	MADISON County	(R)
SNAKE RIVER	NWSE	Sec.21	Twp 05N Rge 39E	MADISON County	(I)

CONDITIONS OF APPROVAL

1. Diversion of water from the point of re-diversion authorized under Transfer 80496 located in the NENE, Sec. 21, T05N, R39E, shall not exceed a maximum diversion rate of 6.00 cfs.
2. Place of use is within the area served by Liberty Park Irrigation Company.
3. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
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.
6. When notified by the watermaster, the right holder shall install and maintain measuring devices of a type acceptable to the Department at the point of injection and point of re-diversion.
7. Point of injection into Spring Slough. Point of rediversion from a shallow ground water well hydrologically connected to Spring Slough.

Transfer No. 80496

WATER RIGHT NO. 1-253

As Modified by Transfer No. 80496

CONDITIONS OF APPROVAL

8. To offset depletions to Spring Slough caused by the re-diversion of water from the ground water well located in the NENE of Section 21, T05N, R39E, the right holder shall inject an amount of water into Spring Slough on a real-time basis greater than or equal to the amount diverted from the well.
9. The shallow ground water well authorized as a point of re-diversion, located in the NENE, Sec. 21, T05N, R39E, shall not be deepened without an approved water right transfer authorizing the change.
10. Water is delivered through Liberty Park Canal.
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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 1-316

As Modified by Transfer No. 80496

In accordance with the approval of Transfer No. 80496, Water Right No. 1-316 is now described as follows:

Right Holder: LIBERTY PARK IRRIGATION CO INC
C/O NICK THOMASON
5293 S 4300 W
REXBURG, ID 83440

Priority Date: 4/1/1939

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
20,000 cfs
20,000 cfs

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER	L7 (SWSW)	Sec 8 Twp 04N Rge 40E	MADISON County	
SNAKE RIVER	NENE	Sec 21 Twp 05N Rge 39E	MADISON County	(R)
SNAKE RIVER	NWSE	Sec 21 Twp 05N Rge 39E	MADISON County	(I)

CONDITIONS OF APPROVAL

1. Diversion of water from the point of re-diversion authorized under Transfer 80496 located in the NENE, Sec. 21, T05N, R39E, shall not exceed a maximum diversion rate of 6.00 cfs.
2. Place of use is within the area served by Liberty Park Irrigation Company.
3. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
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.
6. When notified by the watermaster, the right holder shall install and maintain measuring devices of a type acceptable to the Department at the point of injection and point of re-diversion.
7. Point of injection into Spring Slough. Point of rediversion from a shallow ground water well hydrologically connected to Spring Slough.

Transfer No. 80496

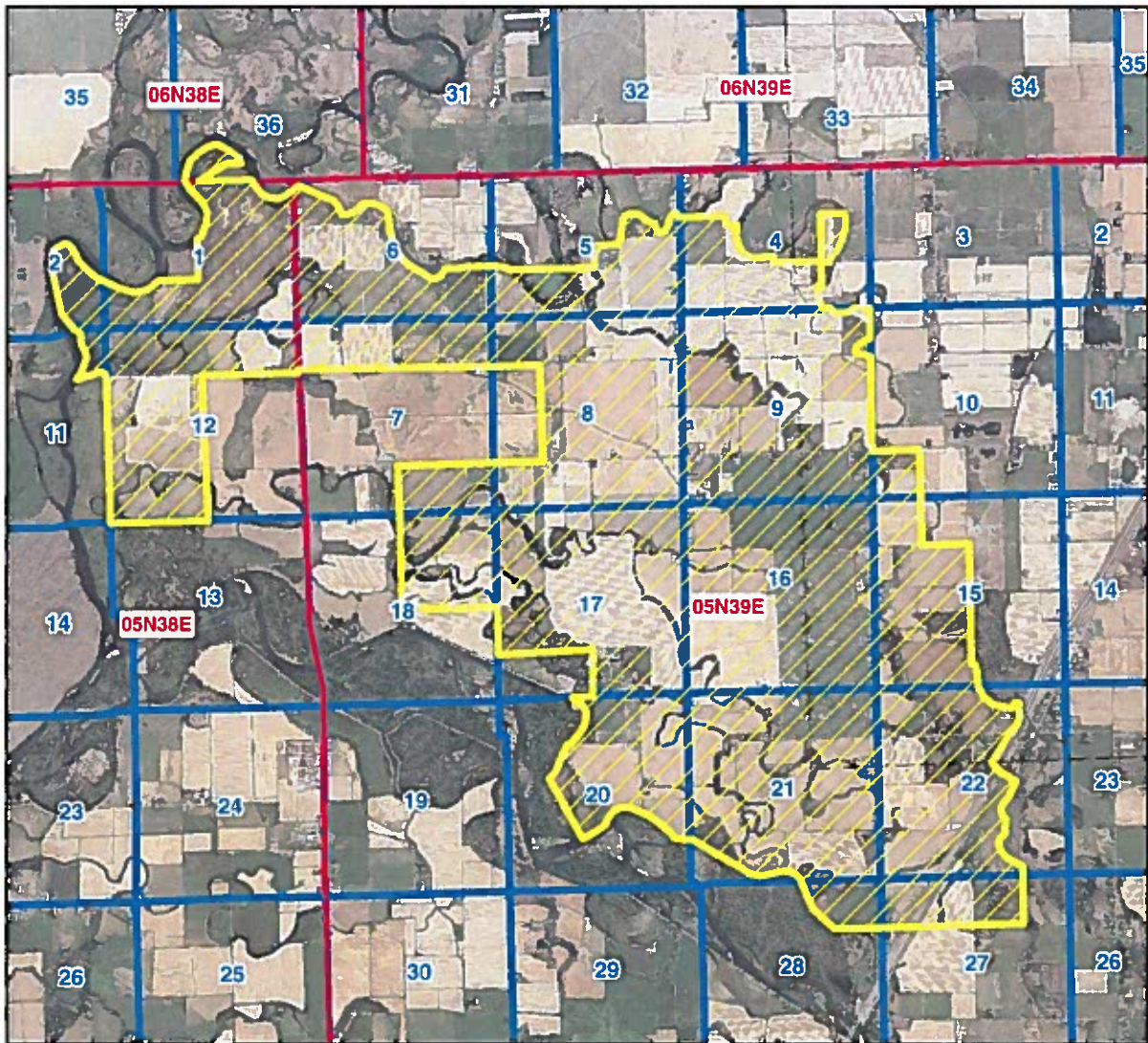
WATER RIGHT NO. 1-316

As Modified by Transfer No. 80496

CONDITIONS OF APPROVAL

8. To offset depletions to Spring Slough caused by the re-diversion of water from the ground water well located in the NENE of Section 21, T05N, R39E, the right holder shall inject an amount of water into Spring Slough on a real-time basis greater than or equal to the amount diverted from the well.
9. The shallow ground water well authorized as a point of re-diversion, located in the NENE, Sec. 21, T05N, R39E, shall not be deepened without an approved water right transfer authorizing the change.
10. Water is delivered through Liberty Park Canal.
11. The delivery of water to this right may be subject to procedures described in the United States Bureau of Reclamation "space holder" contracts and the Burley Irrigation Dist. v. Eagle, Supplemental Decree (Idaho 5th Jud. Dist., July 10, 1968) and Aberdeen-Springfield Canal Co. v. Eagle, Supplemental Decree (Idaho 7th Jud. Dist., March 12, 1969) together with the natural-flow and storage deliveries as calculated by the Idaho Department of Water Resources.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

**Liberty Park Irrigation Company Inc.
Digital Service Area (4,229 Irrigated Acres)**



2013 Aerial Photo

