

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**2ND
AMENDMENT**

TRANSFER OF WATER RIGHT
TRANSFER NO. 79974

**2ND
AMENDMENT**

This is to certify that: WOODS CREEK 2 LLC
3953 MAPLE AVE STE 290
DALLAS, TX 75219

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>
22-10762	WR/DECREED	4/15/1970	0.500 cfs	N/A	N/A	16.4	WOODS 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>
22-10762	NO	NO	YES	NO	YES	YES

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
22-10762	22-10762	0.500 cfs	N/A	N/A	16.4	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.500 cfs	N/A	16.4	16.4		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 7th day of August, 2015.


for _____
Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 22-10762

Transfer No. 79974

WATER RIGHT NO. 22-10762**As Modified by Transfer No. 79974**

In accordance with the approval of Transfer No. 79974, Water Right No. 22-10762 is now described as follows:

Right Holder: WOODS CREEK 2 LLC
3953 MAPLE AVE STE 290
DALLAS, TX 75219

Priority Date: 4/15/1970

Source: WOODS CREEK

Tributary: TETON RIVER

BENEFICIAL USE

IRRIGATION
WILDLIFE STORAGE
DIVERSION TO STORAGE

From

04/15
01/01
04/15

to 10/31
to 12/31
to 10/31

To**Diversion Rate**

0.270 cfs
0.230 cfs
0.500 cfs

Diversion Volume

28.2 af

LOCATION OF POINT(S) OF DIVERSION

WOODS CREEK NESWNW Sec 33 Twp 05N Rge 45E 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	
05N	45E	32			25	139													16.4

POU Total Acres: 16.4

PLACE OF USE: WILDLIFE STORAGE

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	45E	32			X	X													
05N	45E	33							X										

CONDITIONS OF APPROVAL

1. The ponds established by the storage of water under this right shall not exceed a total capacity of 15.1 acre-feet or a total surface area of 7.6 acres.
2. Right 22-10762 authorizes the storage of an annual total of 28.2 acre-feet: 15.1 acre-feet to be used for the initial filling or carryover storage of the ponds, and 13.1 acre-feet for the replacement of losses due to evaporation.

Transfer No. 79974

WATER RIGHT NO. 22-10762
As Modified by Transfer No. 79974

CONDITIONS OF APPROVAL

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. 01.
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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.