

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78891**

This is to certify that: **ALBION 12 INVESTMENTS LLC**
7595 EAST MCDONALD DR #130
SCOTTSDALE, AZ 85250

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>
45-13589	WR/DECREED	3/18/1910	0.560 cfs	N/A	28.0	378.0	SPRINGS
45-256A	WR/DECREED	4/12/1892	3.350 cfs	N/A	N/A	167.7	ANTONE CREEK, HOWELL CREEK, PINE CREEK
45-2663	WR/DECREED	7/26/1961	1.000 cfs	423.7 af	N/A	129.9	GROUND WATER
45-275	WR/DECREED	11/1/1883	0.240 cfs	N/A	55.3	378.0	SPRINGS
45-284B	WR/DECREED	4/1/1875	1.500 cfs	N/A	90.0	378.0	HOWELL CREEK
45-284C	WR/DECREED	4/1/1875	0.510 cfs	N/A	32.0	129.9	HOWELL CREEK
45-285	WR/DECREED	4/1/1878	0.150 cfs	N/A	77.0	378.0	HOWELL CREEK
45-286	WR/DECREED	9/1/1880	1.200 cfs	N/A	119.0	129.9	HOWELL CREEK
45-327D	WR/DECREED	3/1/1881	0.700 cfs	N/A	60.0	378.0	HOWELL CREEK
45-517D	WR/DECREED	8/31/1874	0.200 cfs	N/A	120.0	378.0	SPRING CREEK
45-523A	WR/DECREED	4/30/1885	0.120 cfs	N/A	55.3	378.0	WASTE 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>
45-13589	NO	NO	YES	NO	NO	NO
45-256A	YES	NO	YES	YES	NO	NO
45-2663	YES	YES	YES	NO	NO	NO
45-275	NO	NO	YES	NO	NO	NO
45-284B	NO	NO	YES	NO	NO	NO
45-284C	YES	NO	YES	YES	NO	NO
45-285	NO	NO	YES	NO	NO	NO
45-286	YES	NO	YES	YES	NO	NO
45-327D	NO	NO	YES	NO	NO	NO
45-517D	NO	NO	YES	NO	NO	NO
45-523A	NO	NO	YES	NO	NO	NO

IN FILE # 45-256A
SUPPORT DATA

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>
45-13589	45-13589	0.560 cfs	N/A	28.0	480.2	N/A	N/A	N/A	N/A	N/A
45-256A	45-14452	0.420 cfs	N/A	21.2	480.2	45-256A	2.930 cfs	N/A	146.5	147.1

Transfer No. 78891

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 78891

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
45-2663	45-14451	0.160 cfs	69.0 af	21.2	480.2	45-2663	0.840 cfs	354.7 af	108.7	108.7
45-275	45-275	0.240 cfs	N/A	55.3	480.2	N/A	N/A	N/A	N/A	N/A
45-284B	45-284B	1.500 cfs	N/A	90.0	480.2	N/A	N/A	N/A	N/A	N/A
45-284C	45-14449	0.080 cfs	N/A	5.2	480.2	45-284C	0.430 cfs	N/A	26.8	108.7
45-285	45-285	0.150 cfs	N/A	77.0	480.2	N/A	N/A	N/A	N/A	N/A
45-286	45-14450	0.200 cfs	N/A	19.4	480.2	45-286	1.000 cfs	N/A	99.6	108.7
45-327D	45-327D	0.700 cfs	N/A	60.0	480.2	N/A	N/A	N/A	N/A	N/A
45-517D	45-517D	0.200 cfs	N/A	120.0	480.2	N/A	N/A	N/A	N/A	N/A
45-523A	45-523A	0.120 cfs	N/A	55.3	480.2	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		4.330 cfs	N/A	399.2	480.0		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 2nd day of May, 2014.


Southern Region Manager

WATER RIGHT NO. 45-284C
As Modified by Transfer No. 78891

In accordance with the approval of Transfer No. 78891, Water Right No. 45-284C is now described as follows:

Right Holder: GRANT CLARK AND
DENISE EVERHEART CLARK
1176 S HWY 77
ALBION, ID 83311-9706

Priority Date: 4/1/1875

Source: HOWELL CREEK **Tributary:** MARSH CREEK

<u>BENEFICIAL USE</u>	<u>From</u>		<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to	10/31	0.430 cfs
				0.430 cfs

LOCATION OF POINT(S) OF DIVERSION

HOWELL CREEK SENWSW Sec 21 Twp 12S Rge 25E CASSIA 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	
12S	25E	21	20.1			40.0									39.0				99.1
12S	25E	22						2.4	5.8			1.4							9.6

Right Acre Limit: 26.8
POU Total Acres: 108.7

CONDITIONS OF APPROVAL

1. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. The use of water for irrigation under this right may begin as early as March 15 provided other elements of the right are not exceeded. The use of water before April 1 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.
3. Use of the rights listed below is limited to the irrigation of a combined total of 108.7 acres in a single irrigation season. Combined right nos. 45-284C, 45-286, and 45-2663.
4. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
5. Use of the rights listed below is limited to the irrigation of a combined total of 146.5 acres in a single irrigation season. Combined right nos. 45-284C, 45-286, 45-256A, and 45-2663.

Transfer No. 78891

WATER RIGHT NO. 45-284C
As Modified by Transfer No. 78891

CONDITIONS OF APPROVAL

6. This right is limited to the irrigation of 26.8 acres within the place of use described above in a single irrigation season.



WATER RIGHT NO. 45-13589**As Modified by Transfer No. 78891**

In accordance with the approval of Transfer No. 78891, Water Right No. 45-13589 is now described as follows:

Right Holder: ALBION 12 INVESTMENTS LLC
7595 EAST MCDONALD DR #130
SCOTTSDALE, AZ 85250

Priority Date: 3/18/1910

Source: SPRINGS

Tributary: HOWELL CREEK

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
0.560 cfs
0.560 cfs

LOCATION OF POINT(S) OF DIVERSION

SPRINGS NESENW Sec 21 Twp 12S Rge 25E CASSIA County
SPRINGS NESWNW Sec 21 Twp 12S Rge 25E CASSIA 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	
12S	25E	16						12.0	40.0	15.0		40.0	40.0	40.0		10.0	40.0	16.0	253.0
12S	25E	21	21.0	41.0			41.0	41.0	41.0	41.0									226.0
12S	25E	22						1.2											1.2

Right Acre Limit: 28.0

POU Total Acres: 480.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 28 acres within the authorized place of use in a single irrigation season.
2. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, and 45-13589 when combined shall not exceed a total irrigation of 378 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.

Transfer No. 78891

WATER RIGHT NO. 45-13589

As Modified by Transfer No. 78891

CONDITIONS OF APPROVAL

4. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, 45-13589, 45-14452, 45-14451, 45-14450, and 45-14449 are limited to the irrigation of a specific 399.2 acres within the 480 acre place of use authorized by this right in a single irrigation season. The specific 399.2 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 399.2 acres to be irrigated within the 480 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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.45F.
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).
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 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. 45-14449**As Modified by Transfer No. 78891**

In accordance with the approval of Transfer No. 78891, Water Right No. 45-14449 is now described as follows:

Right Holder: ALBION 12 INVESTMENTS LLC
7595 EAST MCDONALD DR #130
SCOTTSDALE, AZ 85250

Priority Date: 4/1/1875

Source: HOWELL CREEK

Tributary: MARSH CREEK

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
0.080 cfs
0.080 cfs

LOCATION OF POINT(S) OF DIVERSION

HOWELL CREEK	SWSESW	Sec 16 Twp 12S Rge 25E	CASSIA County
HOWELL CREEK	SENWSW	Sec 21 Twp 12S Rge 25E	CASSIA County
HOWELL CREEK	NWSENW	Sec 21 Twp 12S Rge 25E	CASSIA County
HOWELL CREEK	SWSENW	Sec 21 Twp 12S Rge 25E	CASSIA 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	
12S	25E	16						12.0	40.0	15.0		40.0	40.0	40.0		10.0	40.0	16.0	253.0
12S	25E	21	21.0	41.0			41.0	41.0	41.0	41.0									226.0
12S	25E	22						1.2											1.2

Right Acre Limit: 5.2
POU Total Acres: 480.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 5.2 acres within the authorized place of use in a single irrigation season.
2. Rights 45-14449, 45-14450, 45-14451, and 45-14452 when combined shall not exceed a total irrigation of 21.2 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.

WATER RIGHT NO. 45-14449

As Modified by Transfer No. 78891

CONDITIONS OF APPROVAL

4. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, 45-13589, 45-14449, 45-14450, 45-14451, and 45-14452 are limited to the irrigation of a specific 399.2 acres within the 480 acre place of use authorized by this right in a single irrigation season. The specific 399.2 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 399.2 acres to be irrigated within the 480 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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.45F.
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).
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 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. 45-256A**As Modified by Transfer No. 78891**

In accordance with the approval of Transfer No. 78891, Water Right No. 45-256A is now described as follows:

Right Holder: GRANT CLARK AND
DENISE EVERHEART CLARK
1176 S HWY 77
ALBION, ID 83311-9706

Priority Date: 4/12/1892

Source: HOWELL CREEK
Source: ANTONE CREEK
Source: PINE CREEK

Tributary: MARSH CREEK
Tributary: UNNAMED STREAM
Tributary: ANTONE CREEK

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
2.930 cfs
2.930 cfs

LOCATION OF POINT(S) OF DIVERSION

HOWELL CREEK	SENWSW	Sec 21 Twp 12S Rge 25E	CASSIA County	
ANTONE CREEK	SWNWSW	Sec 22 Twp 12S Rge 25E	CASSIA County	
PINE CREEK	SWNWSW	Sec 22 Twp 12S Rge 25E	CASSIA County	(R)
PINE CREEK	SWSWNW	Sec 27 Twp 12S Rge 25E	CASSIA County	(R)
ANTONE CREEK	SWSWNW	Sec 27 Twp 12S Rge 25E	CASSIA County	
ANTONE CREEK	SENENE	Sec 28 Twp 12S Rge 25E	CASSIA County	
PINE CREEK	SENENE	Sec 28 Twp 12S Rge 25E	CASSIA County	(R)
PINE CREEK	SENENE	Sec 28 Twp 12S Rge 25E	CASSIA County	(R)
ANTONE CREEK	SENENE	Sec 28 Twp 12S Rge 25E	CASSIA County	
PINE CREEK	SESWSE	Sec 28 Twp 12S Rge 25E	CASSIA County	(I)
PINE CREEK	SWNWNW	Sec 33 Twp 12S Rge 25E	CASSIA 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	
12S	25E	21	20.0			40.0									40.0				100.0
12S	25E	22						2.7	3.3			3.3	8.9						18.2
12S	25E	27						14.0	4.1										18.1
12S	25E	28	8.0			2.8													10.8

Right Acre Limit: 146.5

POU Total Acres: 147.1

CONDITIONS OF APPROVAL

1. Use of the rights listed below is limited to the irrigation of a combined total of 146.5 acres in a single irrigation season. Combined right nos. 45-284C, 45-286, 45-256A, and 45-2663.

Transfer No. 78891

WATER RIGHT NO. 45-256A
As Modified by Transfer No. 78891

CONDITIONS OF APPROVAL

2. The use of water for irrigation under this right may begin as early as March 15 provided other elements of the right are not exceeded. The use of water before April 1 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.
3. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.



WATER RIGHT NO. 45-14452**As Modified by Transfer No. 78891**

In accordance with the approval of Transfer No. 78891, Water Right No. 45-14452 is now described as follows:

Right Holder: ALBION 12 INVESTMENTS LLC
7595 EAST MCDONALD DR #130
SCOTTSDALE, AZ 85250

Priority Date: 4/12/1892

Source: HOWELL CREEK
Source: ANTONE CREEK
Source: PINE CREEK

Tributary: MARSH CREEK
Tributary: UNNAMED STREAM
Tributary: ANTONE CREEK

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
0.420 cfs
0.420 cfs

LOCATION OF POINT(S) OF DIVERSION

HOWELL CREEK	SWSENW	Sec 21 Twp 12S Rge 25E	CASSIA County	
HOWELL CREEK	SWSESW	Sec 16 Twp 12S Rge 25E	CASSIA County	
HOWELL CREEK	NWSENW	Sec 21 Twp 12S Rge 25E	CASSIA County	
HOWELL CREEK	SENWSW	Sec 21 Twp 12S Rge 25E	CASSIA County	
ANTONE CREEK	SWNWSW	Sec 22 Twp 12S Rge 25E	CASSIA County	
PINE CREEK	SWNWSW	Sec 22 Twp 12S Rge 25E	CASSIA County	(R)
PINE CREEK	SWSWNW	Sec 27 Twp 12S Rge 25E	CASSIA County	(R)
ANTONE CREEK	SWSWNW	Sec 27 Twp 12S Rge 25E	CASSIA County	
ANTONE CREEK	SENENE	Sec 28 Twp 12S Rge 25E	CASSIA County	
PINE CREEK	SESWSE	Sec 28 Twp 12S Rge 25E	CASSIA County	(I)
PINE CREEK	SENENE	Sec 28 Twp 12S Rge 25E	CASSIA County	(R)
PINE CREEK	SENENE	Sec 28 Twp 12S Rge 25E	CASSIA County	(R)
ANTONE CREEK	SENENE	Sec 28 Twp 12S Rge 25E	CASSIA County	
PINE CREEK	SWNWNW	Sec 33 Twp 12S Rge 25E	CASSIA 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	
12S	25E	16						12.0	40.0	15.0		40.0	40.0	40.0		10.0	40.0	16.0	253.0
12S	25E	21	21.0	41.0			41.0	41.0	41.0	41.0									226.0
12S	25E	22						1.2											1.2

Right Acre Limit: 21.2

POU Total Acres: 480.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 21.2 acres within the authorized place of use in a single irrigation season.

Transfer No. 78891

WATER RIGHT NO. 45-14452

As Modified by Transfer No. 78891

CONDITIONS OF APPROVAL

2. Rights 45-14449, 45-14450, 45-14451, and 45-14452 when combined shall not exceed a total irrigation of 21.2 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.
4. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, 45-13589, 45-14449, 45-14450, 45-14451, and 45-14452 are limited to the irrigation of a specific 399.2 acres within the 480 acre place of use authorized by this right in a single irrigation season. The specific 399.2 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 399.2 acres to be irrigated within the 480 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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.45F.
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).
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 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. 45-286

As Modified by Transfer No. 78891

In accordance with the approval of Transfer No. 78891, Water Right No. 45-286 is now described as follows:

Right Holder: GRANT CLARK And
DENISE EVERHEART CLARK
1176 S HWY 77
ALBION, ID 83311-9706

Priority Date: 9/1/1880

Source: HOWELL CREEK

Tributary: MARSH CREEK

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
1.000 cfs
1.000 cfs

LOCATION OF POINT(S) OF DIVERSION

HOWELL CREEK SENWSW Sec 21 Twp 12S Rge 25E CASSIA 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	
12S	25E	21	20.1			40.0									39.0				99.1
12S	25E	22						2.4	5.8				1.4						9.6

Right Acre Limit: 99.6

POU Total Acres: 108.7

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 99.6 acres within the place of use described above in a single irrigation season.
2. The use of water for irrigation under this right may begin as early as March 15 provided other elements of the right are not exceeded. The use of water before April 1 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.
3. Use of the rights listed below is limited to the irrigation of a combined total of 108.7 acres in a single irrigation season. Combined right nos. 45-284C, 45-286, and 45-2663.
4. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
5. Use of the rights listed below is limited to the irrigation of a combined total of 146.5 acres in a single irrigation season. Combined right nos. 45-284C, 45-286, 45-256A, and 45-2663.

Transfer No. 78891

WATER RIGHT NO. 45-14450**As Modified by Transfer No. 78891**

In accordance with the approval of Transfer No. 78891, Water Right No. 45-14450 is now described as follows:

Right Holder: ALBION 12 INVESTMENTS LLC
7595 EAST MCDONALD DR #130
SCOTTSDALE, AZ 85250

Priority Date: 9/1/1880

Source: HOWELL CREEK

Tributary: MARSH CREEK

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
0.200 cfs
0.200 cfs

LOCATION OF POINT(S) OF DIVERSION

HOWELL CREEK	SWSESW	Sec 16 Twp 12S Rge 25E	CASSIA County
HOWELL CREEK	SENWSW	Sec 21 Twp 12S Rge 25E	CASSIA County
HOWELL CREEK	NWSENW	Sec 21 Twp 12S Rge 25E	CASSIA County
HOWELL CREEK	SWSENW	Sec 21 Twp 12S Rge 25E	CASSIA 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	
12S	25E	16						12.0	40.0	15.0		40.0	40.0	40.0		10.0	40.0	16.0	253.0
12S	25E	21	21.0	41.0			41.0	41.0	41.0	41.0									226.0
12S	25E	22						1.2											1.2

Right Acre Limit: 19.4

POU Total Acres: 480.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 19.4 acres within the authorized place of use in a single irrigation season.
2. Rights 45-14449, 45-14450, 45-14451, and 45-14452 when combined shall not exceed a total irrigation of 21.2 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.

WATER RIGHT NO. 45-14450

As Modified by Transfer No. 78891

CONDITIONS OF APPROVAL

4. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, 45-13589, 45-14449, 45-14450, 45-14451, and 45-14452 are limited to the irrigation of a specific 399.2 acres within the 480 acre place of use authorized by this right in a single irrigation season. The specific 399.2 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 399.2 acres to be irrigated within the 480 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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.45F.
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).
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 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. 45-2663

As Modified by Transfer No. 78891

In accordance with the approval of Transfer No. 78891, Water Right No. 45-2663 is now described as follows:

Right Holder: GRANT CLARK AND
DENISE EVERHEART CLARK
1176 S HWY 77
ALBION, ID 83311-9706

Priority Date: 7/26/1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	0.840 cfs	354.7 af
			0.840 cfs	354.7 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENENE Sec 28 Twp 12S Rge 25E CASSIA 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	
12S	25E	21	20.1			40.0									39.0				99.1
12S	25E	22						2.4	5.8				1.4						9.6

Right Acre Limit: 108.7

POU Total Acres: 108.7

CONDITIONS OF APPROVAL

1. Use of the rights listed below is limited to the irrigation of a combined total of 108.7 acres in a single irrigation season. Combined right nos. 45-284C, 45-286, and 45-2663.
2. Use of the rights listed below is limited to the irrigation of a combined total of 146.5 acres in a single irrigation season. Combined right nos. 45-284C, 45-286, 45-256A, and 45-2663.
3. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Transfer No. 78891

WATER RIGHT NO. 45-14451**As Modified by Transfer No. 78891**

In accordance with the approval of Transfer No. 78891, Water Right No. 45-14451 is now described as follows:

Right Holder: ALBION 12 INVESTMENTS LLC
7595 EAST MCDONALD DR #130
SCOTTSDALE, AZ 85250

Priority Date: 7/26/1961

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
0.160 cfs
0.160 cfs

Diversion Volume
69.0 af
69.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSESE Sec 16 Twp 12S Rge 25E CASSIA 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	
12S	25E	16						12.0	40.0	15.0		40.0	40.0	40.0		10.0	40.0	16.0	253.0
12S	25E	21	21.0	41.0			41.0	41.0	41.0	41.0									226.0
12S	25E	22						1.2											1.2

Right Acre Limit: 21.2
POU Total Acres: 480.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 21.2 acres within the authorized place of use in a single irrigation season.
2. Rights 45-14449, 45-14450, 45-14451, and 45-14452 when combined shall not exceed a total irrigation of 21.2 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.

WATER RIGHT NO. 45-14451

As Modified by Transfer No. 78891

CONDITIONS OF APPROVAL

4. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, 45-13589, 45-14449, 45-14450, 45-14451, and 45-14452 are limited to the irrigation of a specific 399.2 acres within the 480 acre place of use authorized by this right in a single irrigation season. The specific 399.2 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 399.2 acres to be irrigated within the 480 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. 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. 140.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. Prior to the diversion and use of water under Transfer approval 78891, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
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 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. 45-275**As Modified by Transfer No. 78891**

In accordance with the approval of Transfer No. 78891, Water Right No. 45-275 is now described as follows:

Right Holder: ALBION 12 INVESTMENTS LLC
7595 EAST MCDONALD DR #130
SCOTTSDALE, AZ 85250

Priority Date: 11/1/1883

Source: SPRINGS

Tributary: SUMMIT CREEK

BENEFICIAL USE
IRRIGATION

From
04/01

To
to 10/31

Diversion Rate
0.240 cfs
0.240 cfs

LOCATION OF POINT(S) OF DIVERSION

SPRINGS
SPRINGS

SWNWNE
SWNWNE

Sec 21 Twp 12S Rge 25E CASSIA County
Sec 21 Twp 12S Rge 25E CASSIA 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	
12S	25E	16						12.0	40.0	15.0		40.0	40.0	40.0		10.0	40.0	16.0	253.0
12S	25E	21	21.0	41.0			41.0	41.0	41.0	41.0									226.0
12S	25E	22						1.2											1.2

Right Acre Limit: 55.3

POU Total Acres: 480.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 55.3 acres within the authorized place of use in a single irrigation season.
2. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, and 45-13589 when combined shall not exceed a total irrigation of 378 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.

WATER RIGHT NO. 45-275

As Modified by Transfer No. 78891

CONDITIONS OF APPROVAL

4. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, 45-13589, 45-14449, 45-14450, 45-14451, and 45-14452 are limited to the irrigation of a specific 399.2 acres within the 480 acre place of use authorized by this right in a single irrigation season. The specific 399.2 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 399.2 acres to be irrigated within the 480 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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.45F.
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).
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 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. 45-284B**As Modified by Transfer No. 78891**

In accordance with the approval of Transfer No. 78891, Water Right No. 45-284B is now described as follows:

Right Holder: ALBION 12 INVESTMENTS LLC
7595 EAST MCDONALD DR #130
SCOTTSDALE, AZ 85250

Priority Date: 4/1/1875

Source: HOWELL CREEK

Tributary: MARSH CREEK

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
1.500 cfs
1.500 cfs

LOCATION OF POINT(S) OF DIVERSION

HOWELL CREEK	SWSESW	Sec 16 Twp 12S Rge 25E	CASSIA County
HOWELL CREEK	NWSENW	Sec 21 Twp 12S Rge 25E	CASSIA County
HOWELL CREEK	SWSSENW	Sec 21 Twp 12S Rge 25E	CASSIA County
HOWELL CREEK	SENWSW	Sec 21 Twp 12S Rge 25E	CASSIA 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	
12S	25E	16						12.0	40.0	15.0		40.0	40.0	40.0		10.0	40.0	16.0	253.0
12S	25E	21	21.0	41.0			41.0	41.0	41.0	41.0									226.0
12S	25E	22						1.2											1.2

Right Acre Limit: 90.0

POU Total Acres: 480.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 90 acres within the authorized place of use in a single irrigation season.
2. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, and 45-13589 when combined shall not exceed a total irrigation of 378 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.

WATER RIGHT NO. 45-284B

As Modified by Transfer No. 78891

CONDITIONS OF APPROVAL

4. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, 45-13589, 45-14449, 45-14450, 45-14451, and 45-14452 are limited to the irrigation of a specific 399.2 acres within the 480 acre place of use authorized by this right in a single irrigation season. The specific 399.2 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 399.2 acres to be irrigated within the 480 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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.45F.
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).
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 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. 45-285**As Modified by Transfer No. 78891**

In accordance with the approval of Transfer No. 78891, Water Right No. 45-285 is now described as follows:

Right Holder: ALBION 12 INVESTMENTS LLC
7595 EAST MCDONALD DR #130
SCOTTSDALE, AZ 85250

Priority Date: 4/1/1878

Source: HOWELL CREEK

Tributary: MARSH CREEK

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.150 cfs

0.150 cfs

LOCATION OF POINT(S) OF DIVERSION

HOWELL CREEK	SWSESW	Sec 16 Twp 12S Rge 25E	CASSIA County
HOWELL CREEK	NWSESW	Sec 21 Twp 12S Rge 25E	CASSIA County
HOWELL CREEK	SWSESW	Sec 21 Twp 12S Rge 25E	CASSIA County
HOWELL CREEK	SESWSW	Sec 21 Twp 12S Rge 25E	CASSIA 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	
12S	25E	16						12.0	40.0	15.0		40.0	40.0	40.0		10.0	40.0	16.0	253.0
12S	25E	21	21.0	41.0			41.0	41.0	41.0	41.0									226.0
12S	25E	22						1.2											1.2

Right Acre Limit: 77.0

POU Total Acres: 480.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 77 acres within the authorized place of use in a single irrigation season.
2. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, and 45-13589 when combined shall not exceed a total irrigation of 378 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.

Transfer No. 78891

WATER RIGHT NO. 45-285

As Modified by Transfer No. 78891

CONDITIONS OF APPROVAL

4. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, 45-13589, 45-14449, 45-14450, 45-14451, and 45-14452 are limited to the irrigation of a specific 399.2 acres within the 480 acre place of use authorized by this right in a single irrigation season. The specific 399.2 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 399.2 acres to be irrigated within the 480 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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 45F.
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).
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 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. 45-517D**As Modified by Transfer No. 78891**

In accordance with the approval of Transfer No. 78891, Water Right No. 45-517D is now described as follows:

Right Holder: ALBION 12 INVESTMENTS LLC
7595 EAST MCDONALD DR #130
SCOTTSDALE, AZ 85250

Priority Date: 8/31/1874

Source: SPRING CREEK

Tributary: HOWELL CREEK

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
0.200 cfs
0.200 cfs

LOCATION OF POINT(S) OF DIVERSION

SPRING CREEK	SESESW	Sec 16 Twp 12S Rge 25E	CASSIA County
SPRING CREEK	NESENW	Sec 21 Twp 12S Rge 25E	CASSIA County
SPRING CREEK	NESENW	Sec 21 Twp 12S Rge 25E	CASSIA County
SPRING CREEK	SWSSENW	Sec 21 Twp 12S Rge 25E	CASSIA 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	
12S	25E	16						12.0	40.0	15.0		40.0	40.0	40.0		10.0	40.0	16.0	253.0
12S	25E	21	21.0	41.0			41.0	41.0	41.0	41.0									226.0
12S	25E	22						1.2											1.2

Right Acre Limit: 120.0
POU Total Acres: 480.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 120 acres within the authorized place of use in a single irrigation season.
2. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, and 45-13589 when combined shall not exceed a total irrigation of 378 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.

WATER RIGHT NO. 45-517D

As Modified by Transfer No. 78891

CONDITIONS OF APPROVAL

4. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, 45-13589, 45-14449, 45-14450, 45-14451, and 45-14452 are limited to the irrigation of a specific 399.2 acres within the 480 acre place of use authorized by this right in a single irrigation season. The specific 399.2 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 399.2 acres to be irrigated within the 480 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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 45F.
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).
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 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. 45-523A**As Modified by Transfer No. 78891**

In accordance with the approval of Transfer No. 78891, Water Right No. 45-523A is now described as follows:

Right Holder: ALBION 12 INVESTMENTS LLC
7595 EAST MCDONALD DR #130
SCOTTSDALE, AZ 85250

Priority Date: 4/30/1885

Source: WASTE WATER

Tributary: SUMMIT CREEK

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
0.120 cfs
0.120 cfs

LOCATION OF POINT(S) OF DIVERSION

WASTE WATER	SESWSE	Sec 16 Twp 12S Rge 25E	CASSIA County
WASTE WATER	SEWNWE	Sec 21 Twp 12S Rge 25E	CASSIA County
WASTE WATER	SEWNWE	Sec 21 Twp 12S Rge 25E	CASSIA 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	
12S	25E	16						12.0	40.0	15.0		40.0	40.0	40.0		10.0	40.0	16.0	253.0
12S	25E	21	21.0	41.0			41.0	41.0	41.0	41.0									226.0
12S	25E	22						1.2											1.2

Right Acre Limit: 55.3

POU Total Acres: 480.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 55.3 acres within the authorized place of use in a single irrigation season.
2. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, and 45-13589 when combined shall not exceed a total irrigation of 378 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.

WATER RIGHT NO. 45-523A

As Modified by Transfer No. 78891

CONDITIONS OF APPROVAL

4. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, 45-13589, 45-14449, 45-14450, 45-14451, and 45-14452 are limited to the irrigation of a specific 399.2 acres within the 480 acre place of use authorized by this right in a single irrigation season. The specific 399.2 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 399.2 acres to be irrigated within the 480 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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.45F.
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).
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 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. 45-327D**As Modified by Transfer No. 78891**

In accordance with the approval of Transfer No. 78891, Water Right No. 45-327D is now described as follows:

Right Holder: ALBION 12 INVESTMENTS LLC
7595 EAST MCDONALD DR #130
SCOTTSDALE, AZ 85250

Priority Date: 3/1/1881

Source: HOWELL CREEK

Tributary: MARSH CREEK

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
0.700 cfs
0.700 cfs

LOCATION OF POINT(S) OF DIVERSION

HOWELL CREEK	SWSESW	Sec 16 Twp 12S Rge 25E	CASSIA County
HOWELL CREEK	NWSENW	Sec 21 Twp 12S Rge 25E	CASSIA County
HOWELL CREEK	SWSSENW	Sec 21 Twp 12S Rge 25E	CASSIA County
HOWELL CREEK	SENWSW	Sec 21 Twp 12S Rge 25E	CASSIA 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	
12S	25E	16						12.0	40.0	15.0		40.0	40.0	40.0		10.0	40.0	16.0	253.0
12S	25E	21	21.0	41.0			41.0	41.0	41.0	41.0									226.0
12S	25E	22						1.2											1.2

Right Acre Limit: 60.0

POU Total Acres: 480.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 60 acres within the authorized place of use in a single irrigation season.
2. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, and 45-13589 when combined shall not exceed a total irrigation of 378 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.

WATER RIGHT NO. 45-327D

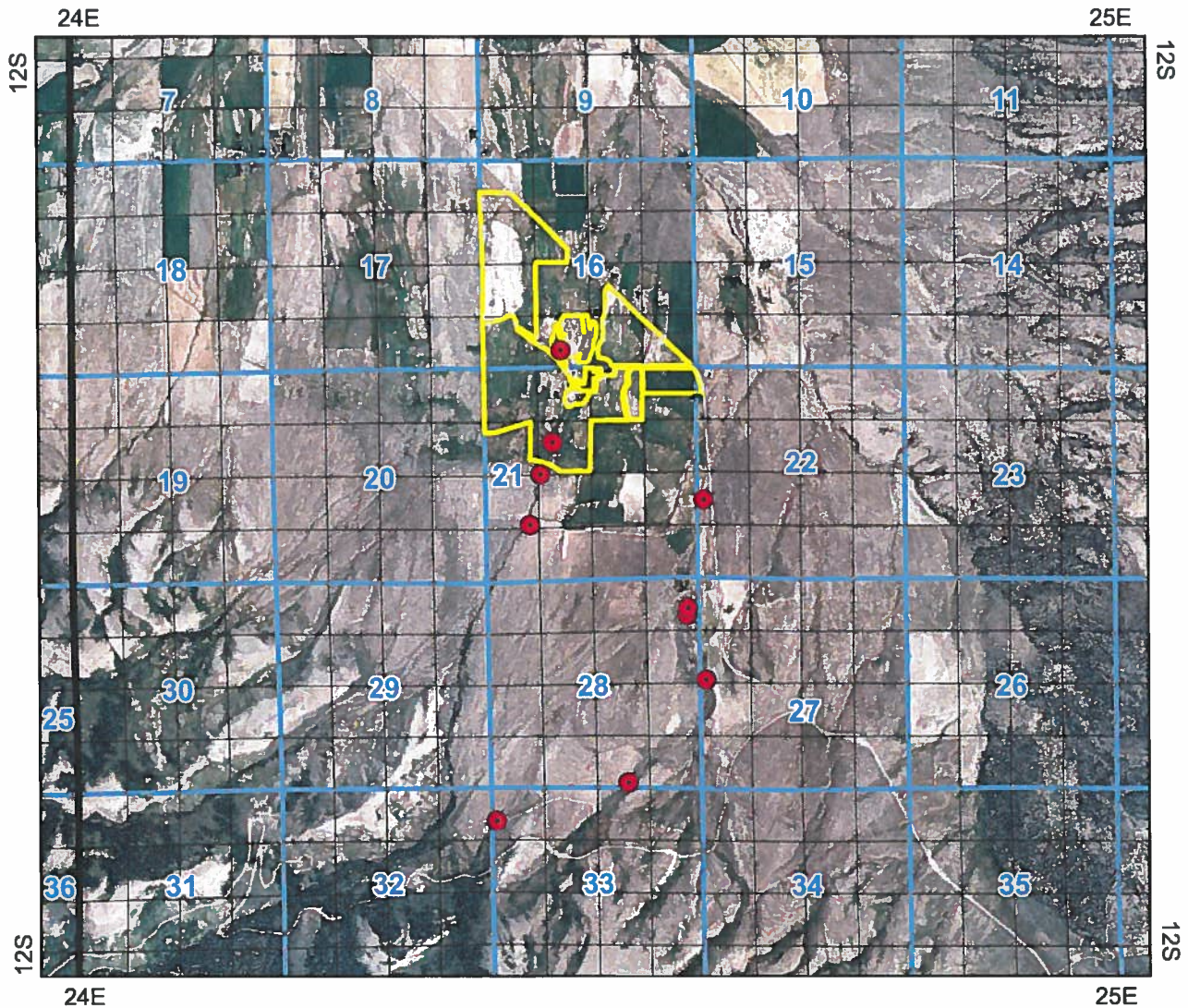
As Modified by Transfer No. 78891

CONDITIONS OF APPROVAL

4. Rights 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, 45-13589, 45-14449, 45-14450, 45-14451, and 45-14452 are limited to the irrigation of a specific 399.2 acres within the 480 acre place of use authorized by this right in a single irrigation season. The specific 399.2 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 399.2 acres to be irrigated within the 480 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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 45F.
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).
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 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.

State of Idaho
Department of Water Resources
Attachment To Transfer No. 78891
Right: 45-14452

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.



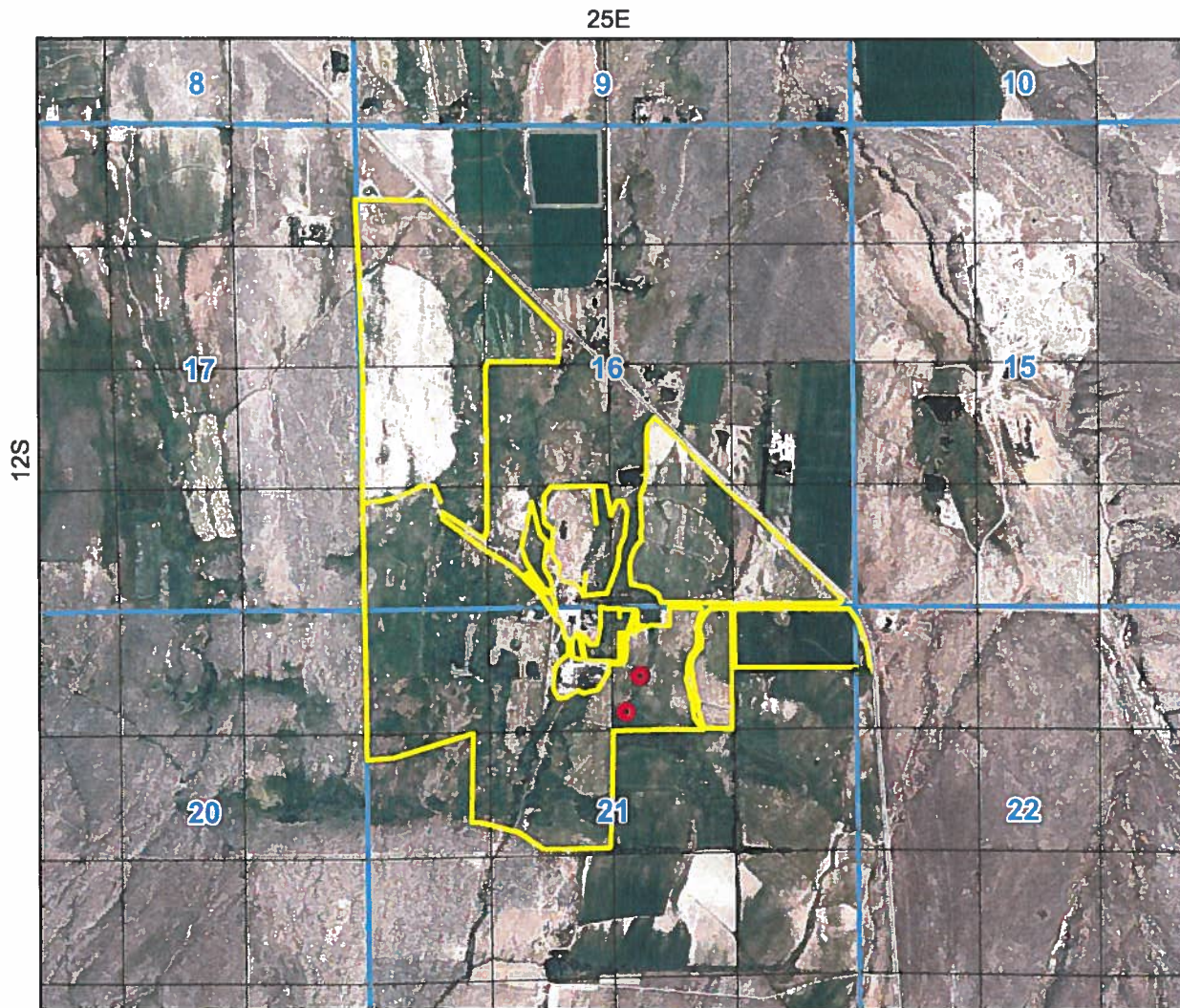
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.5 1 2 Miles



State of Idaho
Department of Water Resources
Attachment To Transfer No. 78891
Right: 45-275

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.



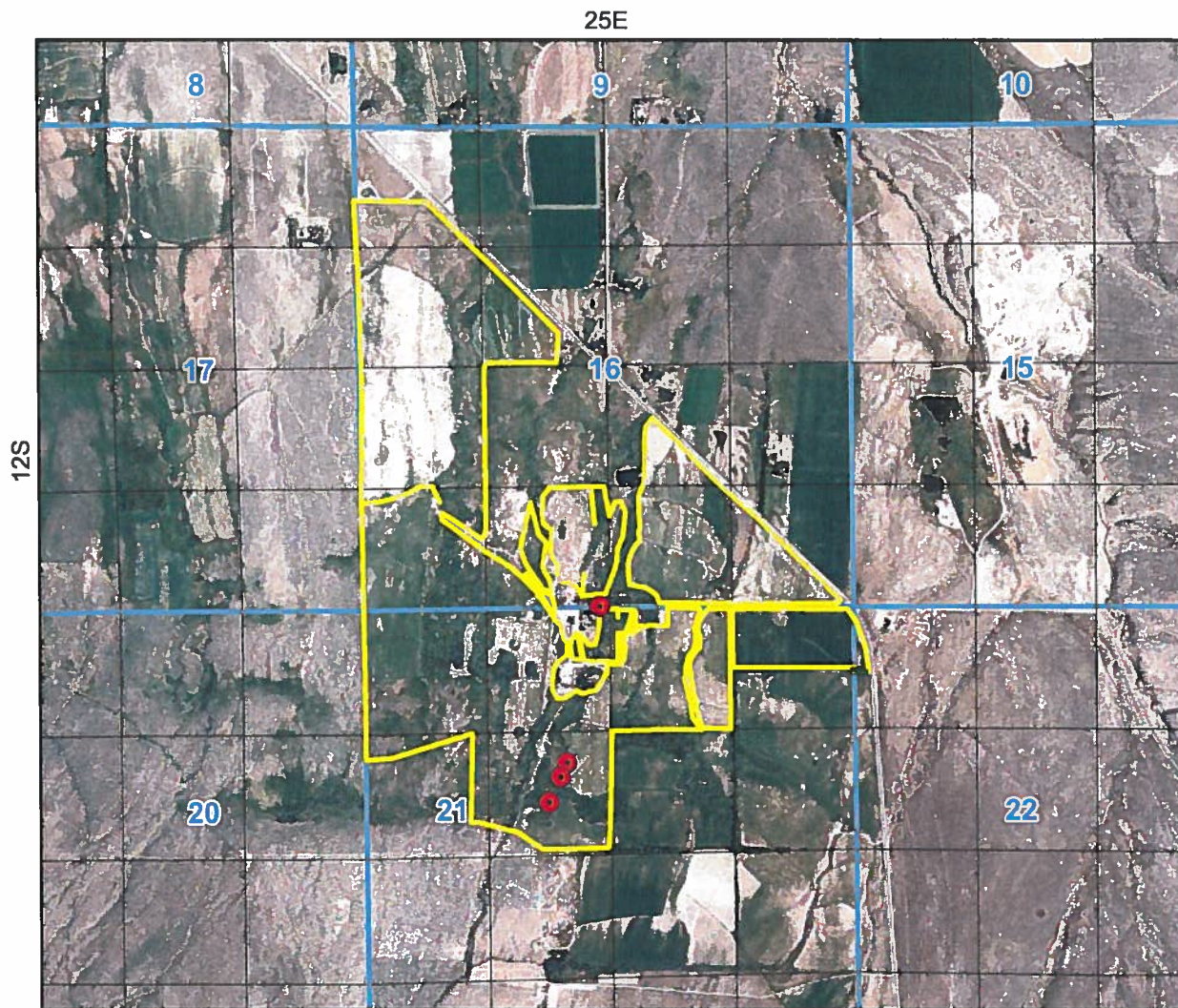
-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.225 0.45 0.9 Miles



State of Idaho
Department of Water Resources
Attachment To Transfer No. 78891
Right: 45-517D

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.



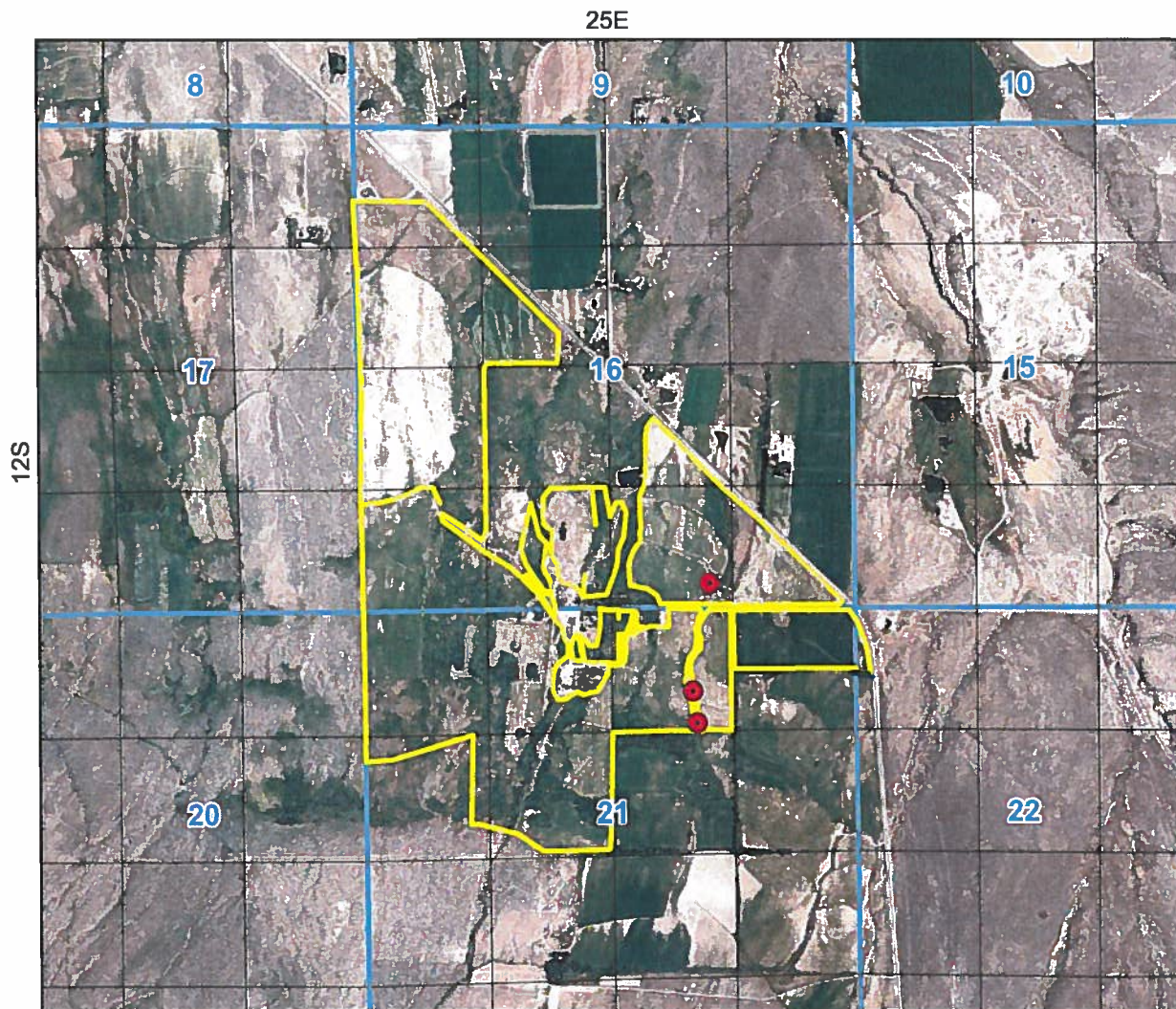
-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.225 0.45 0.9 Miles



State of Idaho
Department of Water Resources
Attachment To Transfer No. 78891
Right: 45-523A

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.



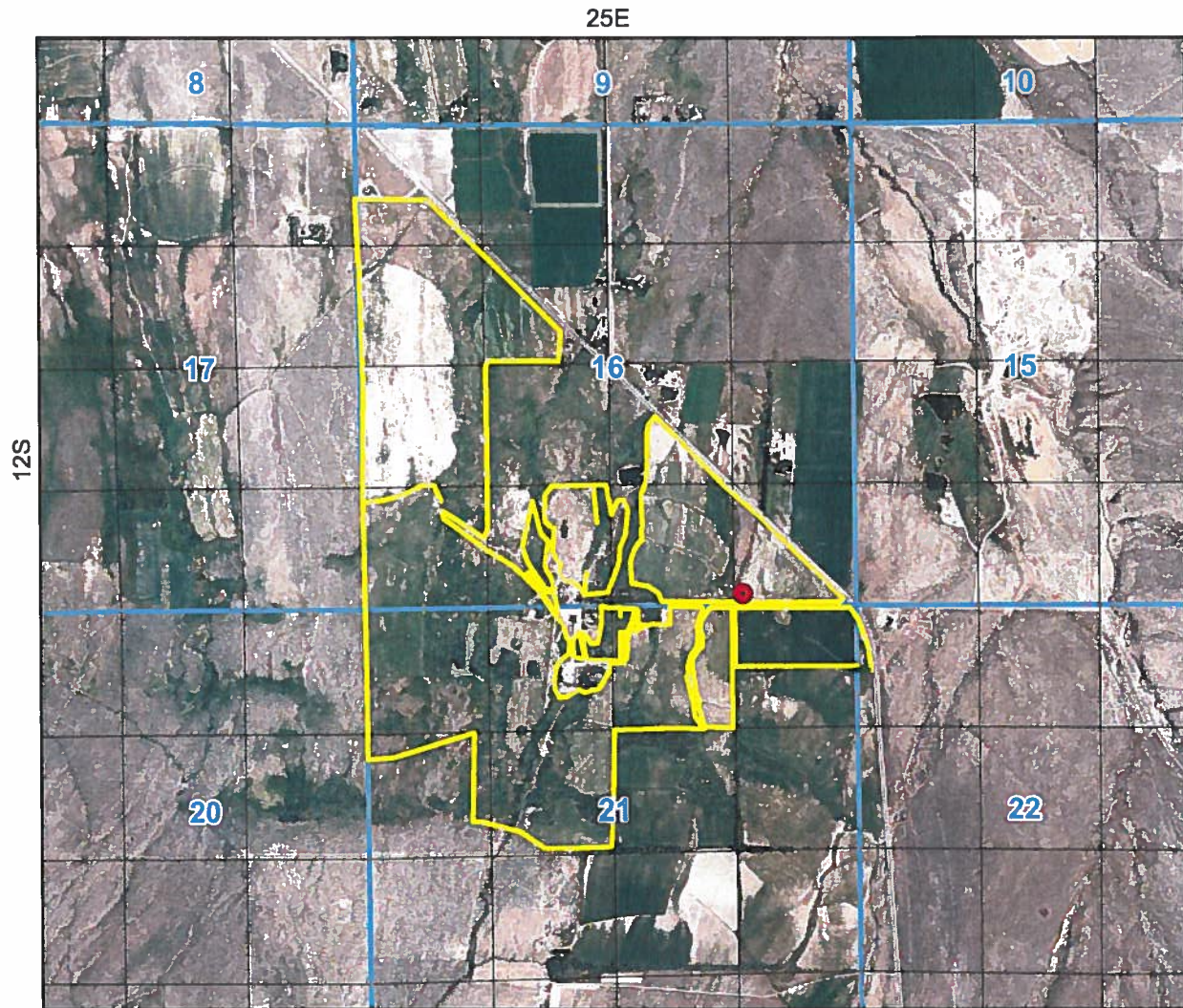
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.225 0.45 0.9 Miles



State of Idaho
Department of Water Resources
Attachment To Transfer No. 78891
Right: 45-14451

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.



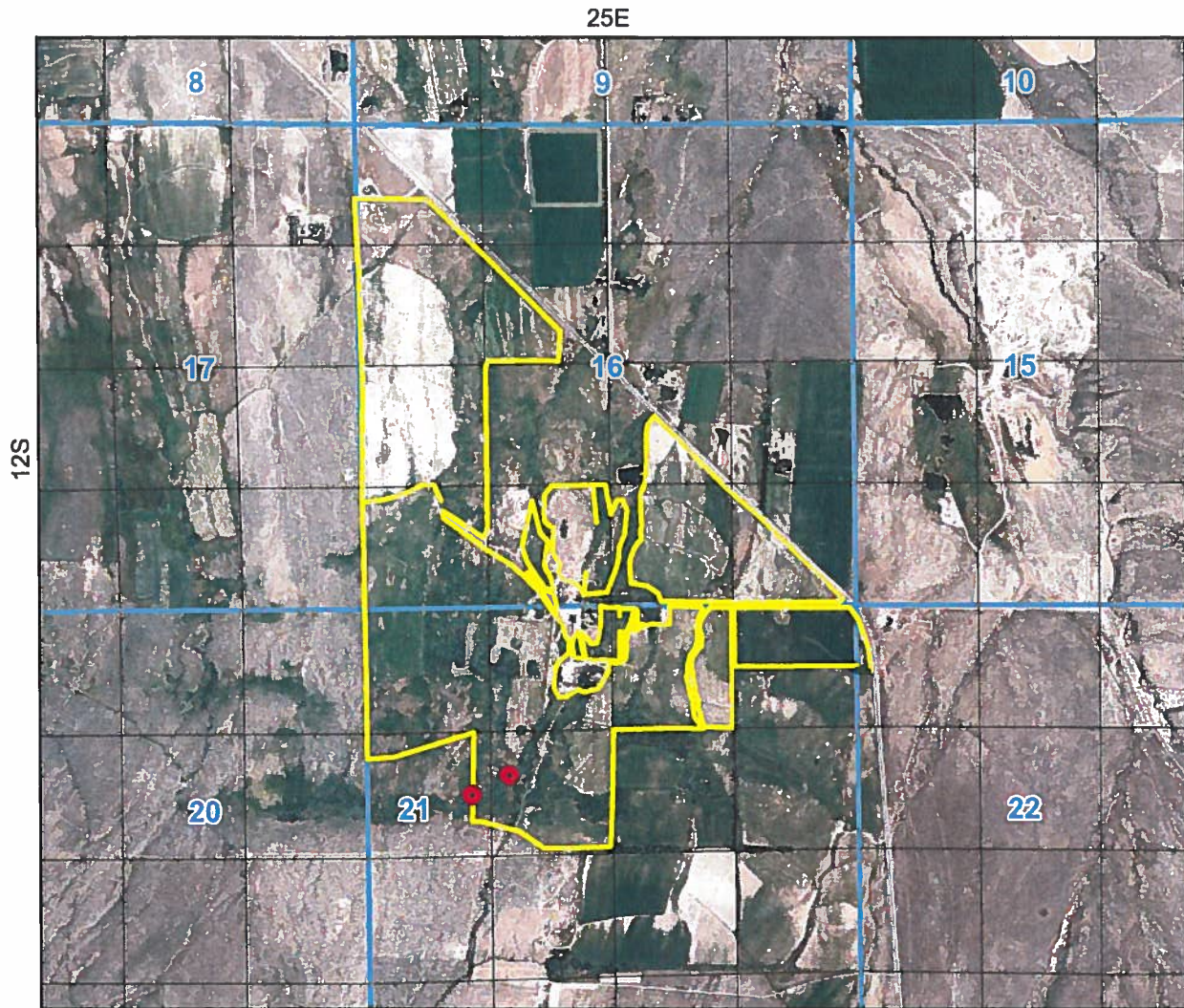
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.225 0.45 0.9 Miles



State of Idaho
Department of Water Resources
Attachment To Transfer No. 78891
Right: 45-13589

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.



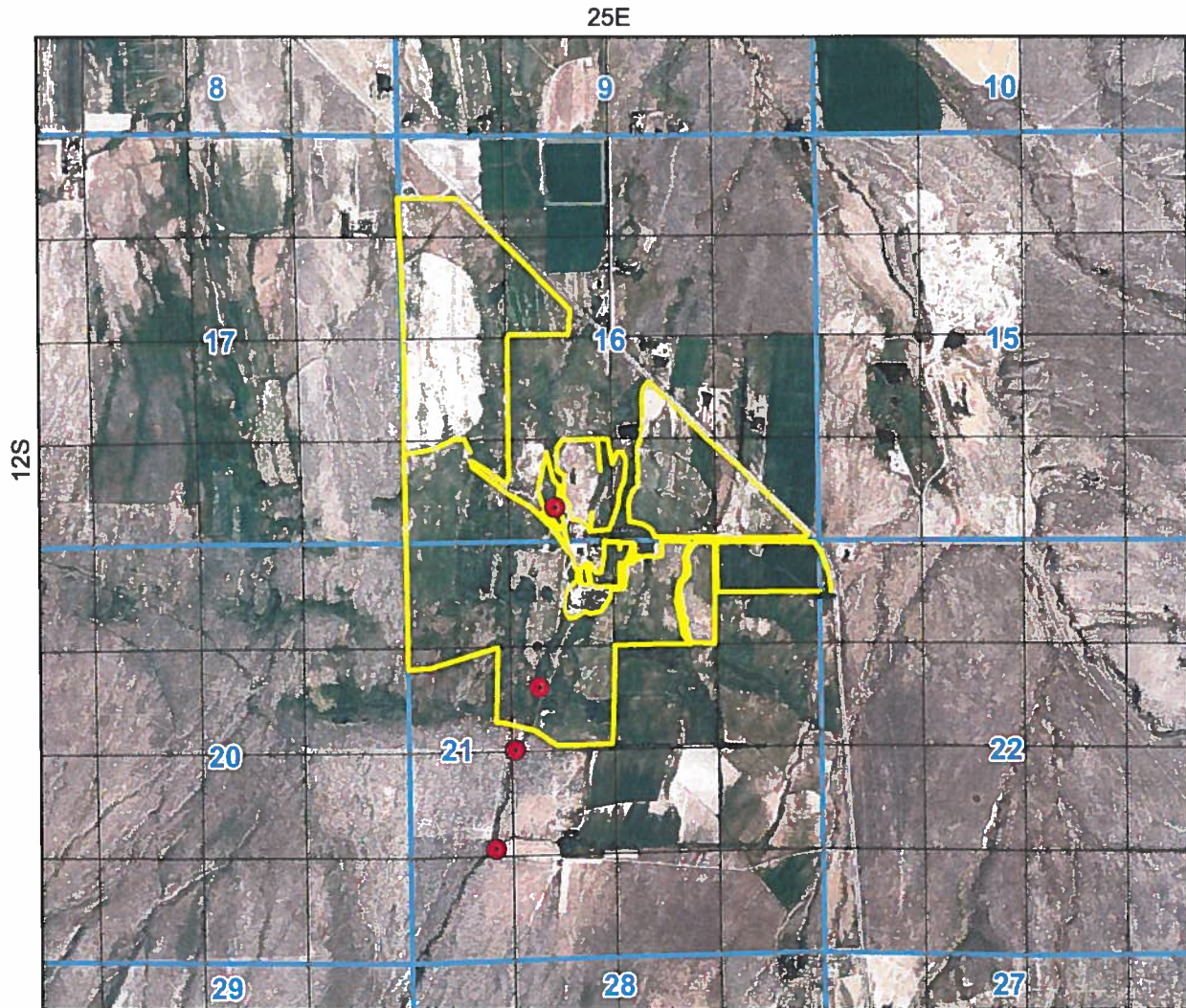
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.225 0.45 0.9 Miles



State of Idaho
Department of Water Resources
Attachment To Transfer No. 78891
Rights: 45-284B, 45-285, 45-327D, 45-14449 and 45-14450

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.



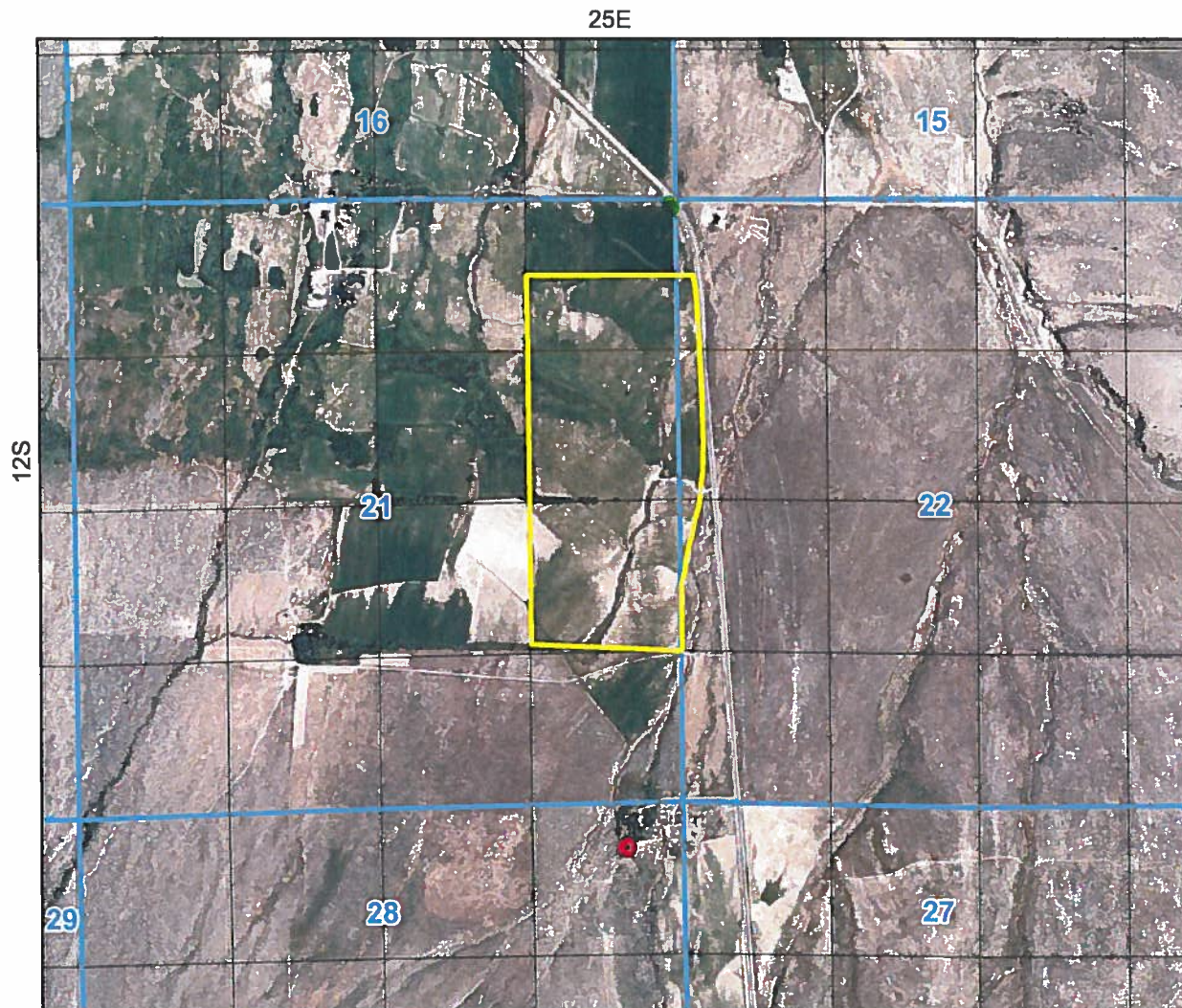
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.275 0.55 1.1 Miles



State of Idaho
Department of Water Resources
Attachment To Transfer No. 78891
45-2663

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.



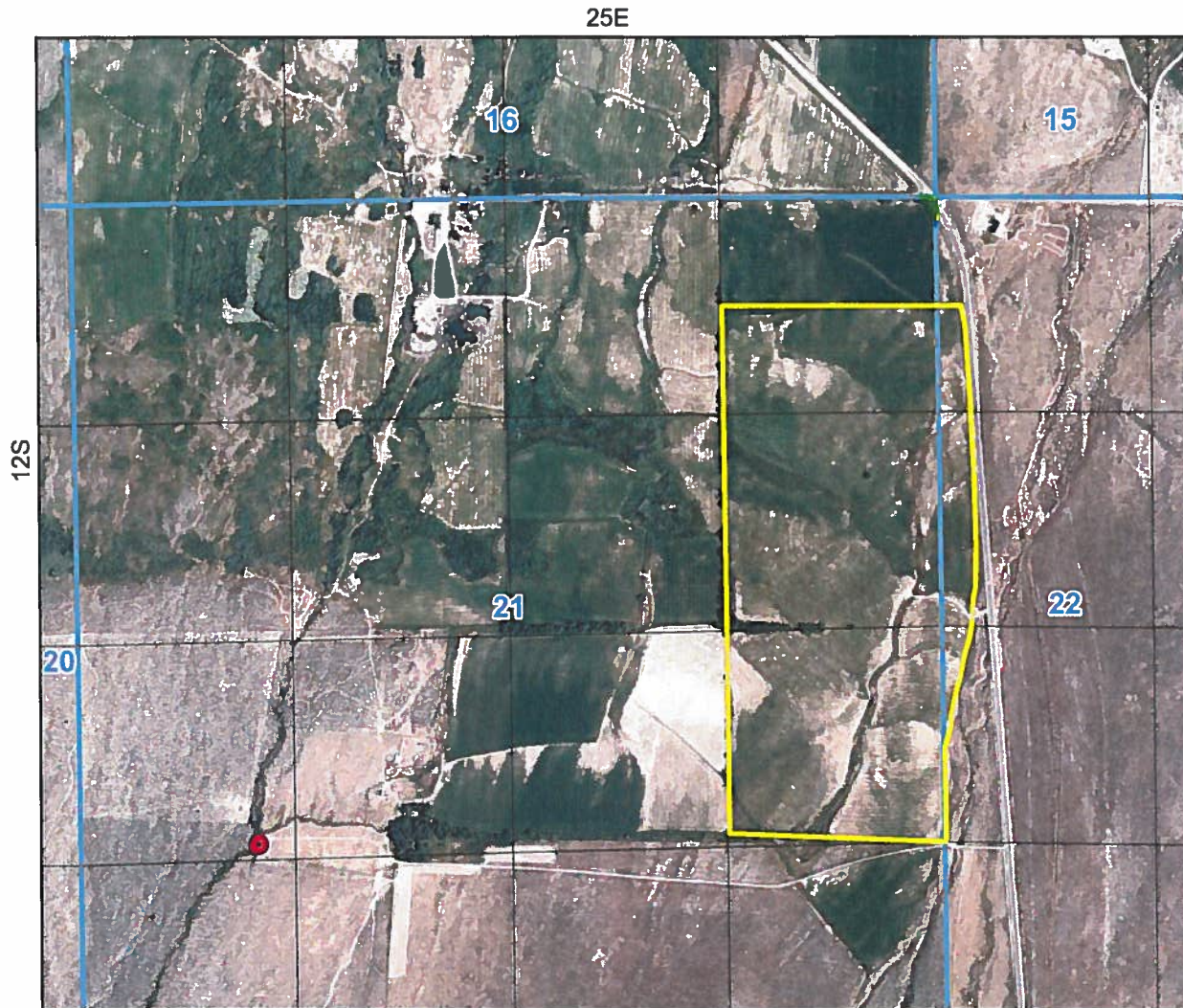
-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.175 0.35 0.7 Miles



State of Idaho
Department of Water Resources
Attachment To Transfer No. 78891
Rights: 45-284C and 45-286

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
-  Quarter Quarters

0 0.125 0.25 0.5 Miles

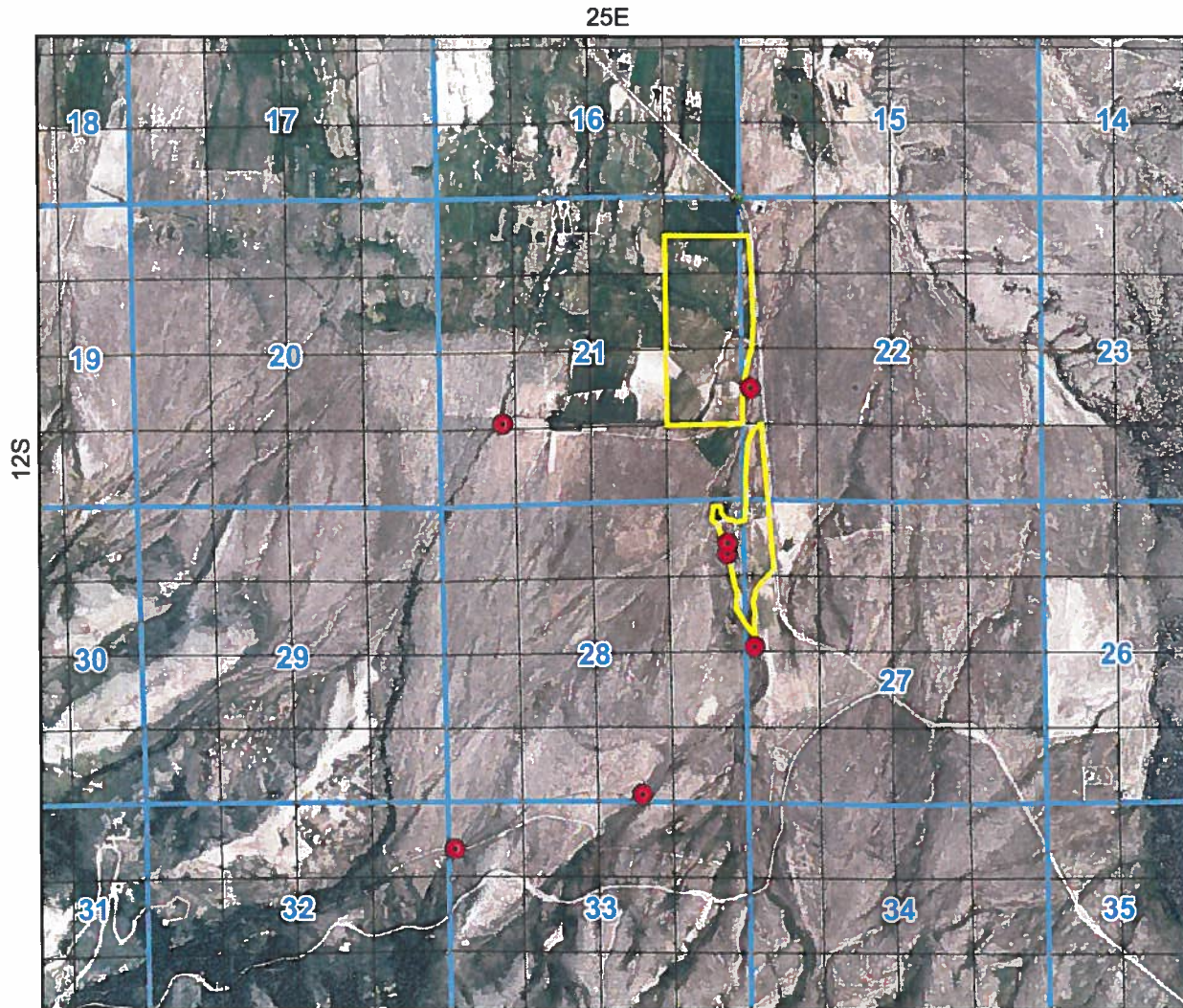


State of Idaho
Department of Water Resources

Attachment To Transfer No. 78891

Right: 45-256A

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
- Quarter Quarters

0 0.375 0.75 1.5 Miles

