

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 78921

This is to certify that: MULE SHOE LLC
PO BOX 141
FAIRFIELD, ID 83327

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>
61-2007	WR/DECREED	2/29/1908	2.100 cfs	N/A	136.0	405.8	COLD SPRINGS CREEK
61-2052	WR/DECREED	12/19/1917	0.640 cfs	N/A	32.0	405.8	COLD SPRINGS CREEK
61-345	WR/DECREED	6/30/1879	0.500 cfs	N/A	N/A	405.8	COLD SPRINGS CREEK
61-347	WR/DECREED	5/1/1884	3.200 cfs	N/A	N/A	405.8	COLD SPRINGS CREEK

Purpose of Transfer (Changes Proposed)

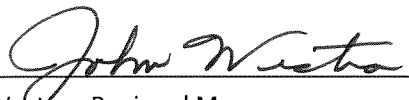
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
61-2007	NO	NO	YES	YES	NO	NO
61-2052	NO	NO	YES	YES	NO	NO
61-345	NO	NO	YES	YES	NO	NO
61-347	NO	NO	YES	YES	NO	NO

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>
61-2007	61-2007	2.100 cfs	N/A	136.0	469.8	N/A	N/A	N/A	N/A	N/A
61-2052	61-2052	0.640 cfs	N/A	32.0	469.8	N/A	N/A	N/A	N/A	N/A
61-345	61-345	0.500 cfs	N/A	40.0	469.8	N/A	N/A	N/A	N/A	N/A
61-347	61-347	3.200 cfs	N/A	160.0	469.8	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		6.440 cfs	N/A	368.0	469.8		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 21st day of April, 2014.


Western Regional Manager

SUPPORT DATA

Transfer No. 78921

IN FILE # 61-345

WATER RIGHT NO. 61-2052**As Modified by Transfer No. 78921**

In accordance with the approval of Transfer No. 78921, Water Right No. 61-2052 is now described as follows:

Right Holder: MULE SHOE LLC
PO BOX 141
FAIRFIELD, ID 83327

Priority Date: 12/19/1917

Source: COLD SPRINGS CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

02/15

To

to 11/15

Diversion Rate

0.640 cfs

0.640 cfs

LOCATION OF POINT(S) OF DIVERSION

COLD SPRINGS CREEK NESW
COLD SPRINGS CREEK NESW
COLD SPRINGS CREEK NENE

Sec 20 Twp 05S Rge 09E ELMORE County
Sec 29 Twp 05S Rge 09E ELMORE County
Sec 31 Twp 05S Rge 09E ELMORE 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	
05S	09E	19													8.9			29.0	37.9
05S	09E	20										4.1	31.0						35.1
05S	09E	29					2.1	38.0	35.0	24.9	24.2	38.0	32.5						194.7
05S	09E	30	38.0			40.0									40.0			34.0	152.0
05S	09E	31	14.4			4.3													18.7
05S	09E	32						30.4	1.0										31.4

Right Acre Limit: 32.0

POU Total Acres: 469.8

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.

Transfer No. 78921

WATER RIGHT NO. 61-2052
As Modified by Transfer No. 78921

CONDITIONS OF APPROVAL

4. This right is limited to the irrigation of 32.0 acres within the authorized place of use in a single irrigation season.
5. Use of this right is combined with water from King Hill Irrigation District.
6. Rights 61-345, 61-347, 61-2007, and 61-2052 when combined shall not exceed the irrigation of 368.0 acres.
7. Rights 61-345, 61-347, 61-2007, and 61-2052 are combined with water from King Hill Irrigation District to irrigate the 469.8 acres described above.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. 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. 61E Cold Springs Creek.
10. 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).
11. Diversion at the new point of diversion in the NE 1/4 of the NE 1/4 of Section 31 is limited to times when water is available and in priority at the points of diversion in the NE 1/4 of the SW 1/4 of Section 29 and the NE 1/4 of the SW 1/4 of Section 20, Township 5 South, Range 9 East.
12. Rights 61-345, 61-347, 61-2007, and 61-2052 are diverted through points of diversion described above.

WATER RIGHT NO. 61-345**As Modified by Transfer No. 78921**

In accordance with the approval of Transfer No. 78921, Water Right No. 61-345 is now described as follows:

Right Holder: MULE SHOE LLC
PO BOX 141
FAIRFIELD, ID 83327

Priority Date: 6/30/1879

Source: COLD SPRINGS CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From
02/15

To
to 11/15

Diversion Rate
0.500 cfs
0.500 cfs

LOCATION OF POINT(S) OF DIVERSION

COLD SPRINGS CREEK	NESW	Sec 20 Twp 05S Rge 09E	ELMORE County
COLD SPRINGS CREEK	NESW	Sec 29 Twp 05S Rge 09E	ELMORE County
COLD SPRINGS CREEK	NENE	Sec 31 Twp 05S Rge 09E	ELMORE 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	
05S	09E	19													8.9			29.0	37.9
05S	09E	20										4.1	31.0						35.1
05S	09E	29					2.1	38.0	35.0	24.9	24.2	38.0	32.5						194.7
05S	09E	30	38.0			40.0									40.0			34.0	152.0
05S	09E	31	14.4			4.3													18.7
05S	09E	32						30.4	1.0										31.4

Right Acre Limit: 40.0
POU Total Acres: 469.8

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. This right is limited to the irrigation of 40.0 acres within the authorized place of use in a single irrigation season.

Transfer No. 78921

WATER RIGHT NO. 61-345
As Modified by Transfer No. 78921

CONDITIONS OF APPROVAL

5. Use of this right is combined with water from King Hill Irrigation District.
6. Rights 61-345, 61-347, 61-2007, and 61-2052 when combined shall not exceed the irrigation of 368.0 acres.
7. Rights 61-345, 61-347, 61-2007, and 61-2052 are combined with water from King Hill Irrigation District to irrigate the 469.8 acres described above.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. 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. 61E Cold Springs Creek.
10. 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).
11. Diversion at the new point of diversion in the NE 1/4 of the NE 1/4 of Section 31 is limited to times when water is available and in priority at the points of diversion in the NE 1/4 of the SW 1/4 of Section 29 and the NE 1/4 of the SW 1/4 of Section 20, Township 5 South, Range 9 East.
12. Rights 61-345, 61-347, 61-2007, and 61-2052 are diverted through points of diversion described above.

WATER RIGHT NO. 61-347**As Modified by Transfer No. 78921**

In accordance with the approval of Transfer No. 78921, Water Right No. 61-347 is now described as follows:

Right Holder: MULE SHOE LLC
PO BOX 141
FAIRFIELD, ID 83327

Priority Date: 5/1/1884

Source: COLD SPRINGS CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From
02/15

To
to 11/15

Diversion Rate
3.200 cfs
3.200 cfs

LOCATION OF POINT(S) OF DIVERSION

COLD SPRINGS CREEK	NESW	Sec 20 Twp 05S Rge 09E	ELMORE County
COLD SPRINGS CREEK	NESW	Sec 29 Twp 05S Rge 09E	ELMORE County
COLD SPRINGS CREEK	NENE	Sec 31 Twp 05S Rge 09E	ELMORE 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	
05S	09E	19													8.9			29.0	37.9
05S	09E	20										4.1	31.0						35.1
05S	09E	29					2.1	38.0	35.0	24.9	24.2	38.0	32.5						194.7
05S	09E	30	38.0			40.0									40.0			34.0	152.0
05S	09E	31	14.4			4.3													18.7
05S	09E	32						30.4	1.0										31.4

Right Acre Limit: 160.0

POU Total Acres: 469.8

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. This right is limited to the irrigation of 160.0 acres within the authorized place of use in a single irrigation season.

Transfer No. 78921

WATER RIGHT NO. 61-347
As Modified by Transfer No. 78921

CONDITIONS OF APPROVAL

5. Use of this right is combined with water from King Hill Irrigation District.
6. Rights 61-345, 61-347, 61-2007, and 61-2052 when combined shall not exceed the irrigation of 368.0 acres.
7. Rights 61-345, 61-347, 61-2007, and 61-2052 are combined with water from King Hill Irrigation District to irrigate the 469.8 acres described above.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. 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. 61E Cold Springs Creek.
10. 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).
11. Diversion at the new point of diversion in the NE 1/4 of the NE 1/4 of Section 31 is limited to times when water is available and in priority at the points of diversion in the NE 1/4 of the SW 1/4 of Section 29 and the NE 1/4 of the SW 1/4 of Section 20, Township 5 South, Range 9 East.
12. Rights 61-345, 61-347, 61-2007, and 61-2052 are diverted through points of diversion described above.

WATER RIGHT NO. 61-2007**As Modified by Transfer No. 78921**

In accordance with the approval of Transfer No. 78921, Water Right No. 61-2007 is now described as follows:

Right Holder: MULE SHOE LLC
PO BOX 141
FAIRFIELD, ID 83327

Priority Date: 2/29/1908

Source: COLD SPRINGS CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

02/15

To

to 11/15

Diversion Rate

2.100 cfs

2.100 cfs

LOCATION OF POINT(S) OF DIVERSION

COLD SPRINGS CREEK NESW
COLD SPRINGS CREEK NESW
COLD SPRINGS CREEK NENE

Sec 20 Twp 05S Rge 09E ELMORE County
Sec 29 Twp 05S Rge 09E ELMORE County
Sec 31 Twp 05S Rge 09E ELMORE 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	
05S	09E	19													8.9			29.0	37.9
05S	09E	20										4.1	31.0						35.1
05S	09E	29					2.1	38.0	35.0	24.9	24.2	38.0	32.5						194.7
05S	09E	30	38.0			40.0									40.0			34.0	152.0
05S	09E	31	14.4			4.3													18.7
05S	09E	32						30.4	1.0										31.4

Right Acre Limit: 136.0

POU Total Acres: 469.8

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.

Transfer No. 78921

WATER RIGHT NO. 61-2007
As Modified by Transfer No. 78921

CONDITIONS OF APPROVAL

4. This right is limited to the irrigation of 136.0 acres within the authorized place of use in a single irrigation season.
5. Use of this right is combined with water from King Hill Irrigation District.
6. Rights 61-345, 61-347, 61-2007, and 61-2052 when combined shall not exceed the irrigation of 368.0 acres.
7. Rights 61-345, 61-347, 61-2007, and 61-2052 are combined with water from King Hill Irrigation District to irrigate the 469.8 acres described above.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. 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. 61E Cold Springs Creek.
10. 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).
11. Diversion at the new point of diversion in the NE 1/4 of the NE 1/4 of Section 31 is limited to times when water is available and in priority at the points of diversion in the NE 1/4 of the SW 1/4 of Section 29 and the NE 1/4 of the SW 1/4 of Section 20, Township 5 South, Range 9 East.
12. Rights 61-345, 61-347, 61-2007, and 61-2052 are diverted through points of diversion described above.