

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 79130**

This is to certify that: **BIG CREEK RANCH LLC**
PO BOX 5987
KETCHUM, ID 83340-5987

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>
73-12181	WR/DECREED	5/1/1917	2.620 cfs	N/A	175.0	572.9	BIG CREEK
73-12183	WR/DECREED	5/1/1917	2.100 cfs	N/A	140.0	572.9	BIG CREEK
73-12185	WR/DECREED	11/20/1885	4.200 cfs	N/A	210.0	572.9	BIG CREEK
73-12187	WR/DECREED	3/27/1888	2.800 cfs	N/A	140.0	572.9	BIG CREEK
73-12189	WR/DECREED	3/1/1890	4.200 cfs	N/A	210.0	572.9	BIG 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>
73-12181	NO	YES	NO	NO	NO	NO
73-12183	NO	YES	NO	NO	NO	NO
73-12185	NO	YES	NO	NO	NO	NO
73-12187	NO	YES	NO	NO	NO	NO
73-12189	NO	YES	NO	NO	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>
73-12181	73-12181	2.620 cfs	N/A	175.0	572.9	N/A	N/A	N/A	N/A	N/A
73-12183	73-12183	2.100 cfs	N/A	140.0	572.9	N/A	N/A	N/A	N/A	N/A
73-12185	73-12185	4.200 cfs	N/A	210.0	572.9	N/A	N/A	N/A	N/A	N/A
73-12187	73-12187	2.800 cfs	N/A	140.0	572.9	N/A	N/A	N/A	N/A	N/A
73-12189	73-12189	4.200 cfs	N/A	210.0	572.9	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		15.920 cfs	N/A	433.5	572.9		N/A	N/A	N/A	N/A

SUPPORT DATA

Transfer No. 79130

IN FILE # 73-12181

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79130

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 March, 2014.


for Chief, Water Allocation Bureau



WATER RIGHT NO. 73-12181
As Modified by Transfer No. 79130

In accordance with the approval of Transfer No. 79130, Water Right No. 73-12181 is now described as follows:

Right Holder: BIG CREEK RANCH LLC
 PO BOX 5987
 KETCHUM, ID 83340-5987

Priority Date: 5/1/1917

Source: BIG CREEK

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

2.620 cfs

2.620 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG CREEK NENENW Sec 13 Twp 13N Rge 23E LEMHI 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	
13N	23E	2		35.0	2.9		33.0	37.0	31.0	36.0						29.0	34.0	34.3	272.2
				L 4	L 5		L 1	L 2											
13N	23E	11	40.0			40.0													80.0
13N	23E	12							32.0			34.0	1.7	20.0					87.7
									L 2										
14N	23E	34																29.0	29.0
14N	23E	35											37.0	32.0			35.0		104.0

Right Acre Limit: 175.0

POU Total Acres: 572.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 175.0 acres within the authorized place of use in a single irrigation season.
2. Rights 73-12181, 73-12183, 73-12185, 73-12187, 73-12189, and 73-12191 when combined shall not exceed a total diversion rate of 15.92 cfs and the irrigation of 433.5 acres.
3. Rights 73-12181, 73-12183, 73-12185, 73-12187, 73-12189, 73-12191, 73-12212, 73-12213, 73-12214, 73-12215, 73-12216 and 73-12217 when combined shall not exceed a total diversion rate of 17.24 cfs and the irrigation of 469.5 acres.

Transfer No. 79130

WATER RIGHT NO. 73-12181
As Modified by Transfer No. 79130

CONDITIONS OF APPROVAL

4. Rights 73-12181, 73-12183, 73-12185, 73-12187, 73-12189, 73-12191, 73-12212, 73-12213, 73-12214, 73-12215, 73-12216 and 73-12217 are limited to the irrigation of a specific 469.5 acres within the 572.9 acre place of use authorized by this right in a single irrigation season. The specific 469.5 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 469.5 acres to be irrigated within the 572.9 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. 73.
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. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
9. This right does not grant any right-of-way or easement across the land of another.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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. 73-12183
As Modified by Transfer No. 79130

In accordance with the approval of Transfer No. 79130, Water Right No. 73-12183 is now described as follows:

Right Holder: BIG CREEK RANCH LLC
 PO BOX 5987
 KETCHUM, ID 83340-5987

Priority Date: 5/1/1917

Source: BIG CREEK

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

2.100 cfs

2.100 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG CREEK NENENW Sec 13 Twp 13N Rge 23E LEMHI 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	
13N	23E	2		35.0	2.9		33.0	37.0	31.0	36.0						29.0	34.0	34.3	272.2
				L 4	L 5		L 1	L 2											
13N	23E	11	40.0			40.0			32.0			34.0	1.7	20.0					80.0
13N	23E	12							L 2										87.7
14N	23E	34																29.0	29.0
14N	23E	35										37.0	32.0				35.0		104.0

Right Acre Limit: 140.0

POU Total Acres: 572.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 140.0 acres within the authorized place of use in a single irrigation season.
2. Rights 73-12181, 73-12183, 73-12185, 73-12187, 73-12189, and 73-12191 when combined shall not exceed a total diversion rate of 15.92 cfs and the irrigation of 433.5 acres.
3. Rights 73-12181, 73-12183, 73-12185, 73-12187, 73-12189, 73-12191, 73-12212, 73-12213, 73-12214, 73-12215, 73-12216 and 73-12217 when combined shall not exceed a total diversion rate of 17.24 cfs and the irrigation of 469.5 acres.

Transfer No. 79130

WATER RIGHT NO. 73-12183
As Modified by Transfer No. 79130

CONDITIONS OF APPROVAL

4. Rights 73-12181, 73-12183, 73-12185, 73-12187, 73-12189, 73-12191, 73-12212, 73-12213, 73-12214, 73-12215, 73-12216 and 73-12217 are limited to the irrigation of a specific 469.5 acres within the 572.9 acre place of use authorized by this right in a single irrigation season. The specific 469.5 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 469.5 acres to be irrigated within the 572.9 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. 73.
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. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
9. This right does not grant any right-of-way or easement across the land of another.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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. 73-12185
As Modified by Transfer No. 79130

In accordance with the approval of Transfer No. 79130, Water Right No. 73-12185 is now described as follows:

Right Holder: BIG CREEK RANCH LLC
 PO BOX 5987
 KETCHUM, ID 83340-5987

Priority Date: 11/20/1885

Source: BIG CREEK

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

4.200 cfs

4.200 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG CREEK NENENW Sec 13 Twp 13N Rge 23E LEMHI 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	
13N	23E	2		35.0	2.9		33.0	37.0	31.0	36.0						29.0	34.0	34.3	272.2
				L 4	L 5		L 1	L 2											
13N	23E	11	40.0			40.0													80.0
13N	23E	12							32.0			34.0	1.7	20.0					87.7
									L 2										
14N	23E	34																29.0	29.0
14N	23E	35										37.0	32.0				35.0		104.0

Right Acre Limit: 210.0

POU Total Acres: 572.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 210.0 acres within the authorized place of use in a single irrigation season.
2. Rights 73-12181, 73-12183, 73-12185, 73-12187, 73-12189, and 73-12191 when combined shall not exceed a total diversion rate of 15.92 cfs and the irrigation of 433.5 acres.
3. Rights 73-12181, 73-12183, 73-12185, 73-12187, 73-12189, 73-12191, 73-12212, 73-12213, 73-12214, 73-12215, 73-12216 and 73-12217 when combined shall not exceed a total diversion rate of 17.24 cfs and the irrigation of 469.5 acres.

Transfer No. 79130

WATER RIGHT NO. 73-12185
As Modified by Transfer No. 79130

CONDITIONS OF APPROVAL

4. Rights 73-12181, 73-12183, 73-12185, 73-12187, 73-12189, 73-12191, 73-12212, 73-12213, 73-12214, 73-12215, 73-12216 and 73-12217 are limited to the irrigation of a specific 469.5 acres within the 572.9 acre place of use authorized by this right in a single irrigation season. The specific 469.5 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 469.5 acres to be irrigated within the 572.9 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. 73.
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. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
9. This right does not grant any right-of-way or easement across the land of another.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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. 73-12187 **As Modified by Transfer No. 79130**

In accordance with the approval of Transfer No. 79130, Water Right No. 73-12187 is now described as follows:

Right Holder: BIG CREEK RANCH LLC
 PO BOX 5987
 KETCHUM, ID 83340-5987

Priority Date: 3/27/1888

Source: BIG CREEK

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

2.800 cfs

2.800 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG CREEK

NENENW

Sec 13 Twp 13N Rge 23E LEMHI 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	
13N	23E	2		35.0	2.9		33.0	37.0	31.0	36.0						29.0	34.0	34.3	272.2
				L 4	L 5		L 1	L 2											
13N	23E	11	40.0			40.0													80.0
13N	23E	12							32.0			34.0	1.7	20.0					87.7
									L 2										
14N	23E	34																29.0	29.0
14N	23E	35										37.0	32.0				35.0		104.0

Right Acre Limit: 140.0

POU Total Acres: 572.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 140.0 acres within the authorized place of use in a single irrigation season.
2. Rights 73-12181, 73-12183, 73-12185, 73-12187, 73-12189, and 73-12191 when combined shall not exceed a total diversion rate of 15.92 cfs and the irrigation of 433.5 acres.
3. Rights 73-12181, 73-12183, 73-12185, 73-12187, 73-12189, 73-12191, 73-12212, 73-12213, 73-12214, 73-12215, 73-12216 and 73-12217 when combined shall not exceed a total diversion rate of 17.24 cfs and the irrigation of 469.5 acres.

Transfer No. 79130

WATER RIGHT NO. 73-12187
As Modified by Transfer No. 79130

CONDITIONS OF APPROVAL

4. Rights 73-12181, 73-12183, 73-12185, 73-12187, 73-12189, 73-12191, 73-12212, 73-12213, 73-12214, 73-12215, 73-12216 and 73-12217 are limited to the irrigation of a specific 469.5 acres within the 572.9 acre place of use authorized by this right in a single irrigation season. The specific 469.5 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 469.5 acres to be irrigated within the 572.9 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. 73.
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. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
9. This right does not grant any right-of-way or easement across the land of another.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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. 73-12189
As Modified by Transfer No. 79130

In accordance with the approval of Transfer No. 79130, Water Right No. 73-12189 is now described as follows:

Right Holder: BIG CREEK RANCH LLC
 PO BOX 5987
 KETCHUM, ID 83340-5987

Priority Date: 3/1/1890

Source: BIG CREEK

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

4.200 cfs

4.200 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG CREEK NENENW Sec 13 Twp 13N Rge 23E LEMHI 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	
13N	23E	2		35.0	2.9		33.0	37.0	31.0	36.0						29.0	34.0	34.3	272.2
				L 4	L 5		L 1	L 2											
13N	23E	11	40.0			40.0													80.0
13N	23E	12							32.0			34.0	1.7	20.0					87.7
									L 2										
14N	23E	34																29.0	29.0
14N	23E	35										37.0	32.0				35.0		104.0

Right Acre Limit: 210.0

POU Total Acres: 572.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 210.0 acres within the authorized place of use in a single irrigation season.
2. Rights 73-12189 and 73-12191 when combined shall not exceed a total diversion rate of 4.2 cfs and the irrigation of 210.0 acres.
3. Rights 73-12181, 73-12183, 73-12185, 73-12187, 73-12189, and 73-12191 when combined shall not exceed a total diversion rate of 15.92 cfs and the irrigation of 433.5 acres.
4. Rights 73-12181, 73-12183, 73-12185, 73-12187, 73-12189, 73-12191, 73-12212, 73-12213, 73-12214, 73-12215, 73-12216 and 73-12217 when combined shall not exceed a total diversion rate of 17.24 cfs and the irrigation of 469.5 acres.

Transfer No. 79130

WATER RIGHT NO. 73-12189
As Modified by Transfer No. 79130

CONDITIONS OF APPROVAL

5. Rights 73-12181, 73-12183, 73-12185, 73-12187, 73-12189, 73-12191, 73-12212, 73-12213, 73-12214, 73-12215, 73-12216 and 73-12217 are limited to the irrigation of a specific 469.5 acres within the 572.9 acre place of use authorized by this right in a single irrigation season. The specific 469.5 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 469.5 acres to be irrigated within the 572.9 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.
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. 73.
7. 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).
8. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
10. This right does not grant any right-of-way or easement across the land of another.
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.