

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78842**

This is to certify that: **JAM EXPLORATION, LLC**
211 E SUN VALLEY ROAD
PO BOX 8690
KETCHUM, ID 83340

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>
34-10690	WR/DECREED	10/12/1884	1.090 cfs	N/A	54.5	129.0	BIG LOST RIVER
34-13925	WR/DECREED	6/1/1885	1.660 cfs	N/A	N/A	52.9	BIG LOST RIVER
34-13928	WR/DECREED	6/10/1977	0.450 cfs	165.1 af	N/A	52.9	GROUND WATER
34-14104	WR/DECREED	4/29/1955	0.390 cfs	69.0 af	N/A	19.7	GROUND WATER
34-644B	WR/DECREED	6/1/1904	2.110 cfs	N/A	N/A	129.0	BIG LOST RIVER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
34-10690	NO	NO	YES	NO	NO	NO
34-13925	NO	NO	YES	NO	NO	NO
34-13928	NO	YES	YES	NO	NO	NO
34-14104	NO	NO	YES	NO	NO	NO
34-644B	NO	NO	YES	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>
34-10690	34-10690	1.090 cfs	N/A	54.5	201.6	N/A	N/A	N/A	N/A	N/A
34-13925	34-13925	1.660 cfs	N/A	52.9	201.6	N/A	N/A	N/A	N/A	N/A
34-13928	34-13928	0.450 cfs	165.1 af	52.9	201.6	N/A	N/A	N/A	N/A	N/A
34-14104	34-14104	0.390 cfs	69.0 af	19.7	201.6	N/A	N/A	N/A	N/A	N/A
34-644B	34-644B	2.110 cfs	N/A	129.0	201.6	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		5.250 cfs	N/A	201.6	201.6		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 34-644B

Transfer No. 78842

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 78842

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 25th day of November, 2013.



Chief, Water Allocation Bureau

Transfer No. 78842

WATER RIGHT NO. 34-14104**As Modified by Transfer No. 78842**

In accordance with the approval of Transfer No. 78842, Water Right No. 34-14104 is now described as follows:

Right Holder: LANCE ROSENKRANCE
PO BOX 382
MACKAY, ID 83251

Priority Date: 4/29/1955

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.390 cfs

0.390 cfs

Diversion Volume

69.0 af

69.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SWNE

Sec 12 Twp 06N Rge 24E CUSTER 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	
06N	24E	1									8.8					9.3	35	10	63.1
06N	24E	12	38	40	20	9.4													107.4
06N	25E	6											0.5						0.5
													L 7						
06N	25E	7						25	5.6										30.6
								L 1	L 2										

Right Acre Limit: 19.7

POU Total Acres: 201.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 19.7 acres within the authorized place of use in a single irrigation season.
2. Rights 34-14104, 34-13928, 34-644B, 34-10690, and 34-13925 when combined shall not exceed a total diversion rate of 5.25 cfs and the irrigation of 201.6 acres.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 34.
4. 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.

Transfer No. 78842

WATER RIGHT NO. 34-14104
As Modified by Transfer No. 78842

CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under Transfer approval 78842, 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.
6. 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.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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. 34-13928**As Modified by Transfer No. 78842**

In accordance with the approval of Transfer No. 78842, Water Right No. 34-13928 is now described as follows:

Right Holder: JAM EXPLORATION LLC
PO BOX 8890
KETCHUM, ID 83340

Priority Date: 6/10/1977

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.450 cfs

0.450 cfs

Diversion Volume

165.1 af

165.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SWNE

Sec 12 Twp 06N Rge 24E CUSTER 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	
06N	24E	1									8.8					9.3	35	10	63.1
06N	24E	12	38	40	20	9.4													107.4
06N	25E	6											0.5						0.5
													L 7						
06N	25E	7						25	5.6										30.6
								L 1	L 2										

Right Acre Limit: 52.9

POU Total Acres: 201.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 52.9 acres within the authorized place of use in a single irrigation season.
2. Rights 34-13928 and 34-13925 when combined shall not exceed a total diversion rate of 1.66 cfs and the irrigation of 52.9 acres.
3. Rights 34-14104, 34-13928, 34-644B, 34-10690, and 34-13925 when combined shall not exceed a total diversion rate of 5.25 cfs and the irrigation of 201.6 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 34.

Transfer No. 78842

WATER RIGHT NO. 34-13928
As Modified by Transfer No. 78842

CONDITIONS OF APPROVAL

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. Prior to the diversion and use of water under Transfer approval 78842, 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.
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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
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. 34-644B
As Modified by Transfer No. 78842

In accordance with the approval of Transfer No. 78842, Water Right No. 34-644B is now described as follows:

Right Holder: JAM EXPLORATION LLC
 PO BOX 8890
 KETCHUM, ID 83340

Priority Date: 6/1/1904

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
 IRRIGATION

From
 5/01

To
 to 10/15

Diversion Rate
 2.110 cfs
 2.110 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NENESW Sec 1 Twp 06N Rge 24E CUSTER County
 BIG LOST RIVER NWSWNE Sec 33 Twp 07N Rge 24E CUSTER 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	
06N	24E	1									8.8					9.3	35	10	63.1
06N	24E	12	38	40	20	9.4													107.4
06N	25E	6											0.5						0.5
													L 7						
06N	25E	7						25	5.6										30.6
								L 1	L 2										

Right Acre Limit: 129.0

POU Total Acres: 201.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 129 acres within the authorized place of use in a single irrigation season.
2. Rights 34-644B and 34-10690 when combined shall not exceed the irrigation of 129 acres.
3. Rights 34-14104, 34-13928, 34-644B, 34-10690 and 34-13925 when combined shall not exceed a total diversion rate of 5.25 cfs and the irrigation of 201.6 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 34.

Transfer No. 78842

WATER RIGHT NO. 34-644B
As Modified by Transfer No. 78842

CONDITIONS OF APPROVAL

5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. Water is delivered through Darlington Ditch or Vanous Ditch.
8. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
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. 34-10690
As Modified by Transfer No. 78842

In accordance with the approval of Transfer No. 78842, Water Right No. 34-10690 is now described as follows:

Right Holder: JAM EXPLORATION LLC
PO BOX 8890
KETCHUM, ID 83340

Priority Date: 10/12/1884

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
IRRIGATION

From
5/01

To
to 10/15

Diversion Rate
1.090 cfs
1.090 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NENESW Sec 1 Twp 06N Rge 24E CUSTER County
BIG LOST RIVER NWSWNE Sec 33 Twp 07N Rge 24E CUSTER 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	
06N	24E	1									8.8					9.3	35	10	63.1
06N	24E	12	38	40	20	9.4													107.4
06N	25E	6											0.5						0.5
													L 7						
06N	25E	7						25	5.6										30.6
								L 1	L 2										

Right Acre Limit: 54.5
POU Total Acres: 201.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 54.5 acres within the authorized place of use in a single irrigation season.
2. Rights 34-10690 and 34-644B when combined shall not exceed the irrigation of 129 acres.
3. Rights 34-14104, 34-13928, 34-644B, 34-10690, and 34-13925 when combined shall not exceed a total diversion rate of 5.25 cfs and the irrigation of 201.6 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 34.

Transfer No. 78842

WATER RIGHT NO. 34-10690
As Modified by Transfer No. 78842

CONDITIONS OF APPROVAL

5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. Water is delivered through the Darlington Ditch or Vanous Ditch.
8. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
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. 34-13925
As Modified by Transfer No. 78842

In accordance with the approval of Transfer No. 78842, Water Right No. 34-13925 is now described as follows:

Right Holder: JAM EXPLORATION LLC
 PO BOX 8890
 KETCHUM, ID 83340

Priority Date: 6/1/1885

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
 IRRIGATION

From 05/01 to **To** 10/15

Diversion Rate
 1.660 cfs
 1.660 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSWNE Sec 33 Twp 07N Rge 24E CUSTER 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	
06N	24E	1									8.8					9.3	35	10	63.1
06N	24E	12	38	40	20	9.4													107.4
06N	25E	6											0.5						0.5
													L 7						
06N	25E	7						25	5.6										30.6
								L 1	L 2										

Right Acre Limit: 52.9

POU Total Acres: 201.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 52.9 acres within the authorized place of use in a single irrigation season.
2. Rights 34-13925 and 34-13928 when combined shall not exceed a total diversion rate of 1.66 cfs and the irrigation of 52.9 acres.
3. Rights 34-14104, 34-13928, 34-644B, 34-10690, and 34-13925 when combined shall not exceed a total diversion rate of 5.25 cfs and the irrigation of 201.6 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 34.

Transfer No. 78842

WATER RIGHT NO. 34-13925
As Modified by Transfer No. 78842

CONDITIONS OF APPROVAL

5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. Water is delivered through the Darlington Ditch.
8. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
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.