

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78432**

Corrected
Amended

This is to certify that: SWEET POTATO RANCH LLC
C/O JOE CLARK, AVIATION PARTNERS
7299 PERIMETER RD S
SEATTLE, WA 98108

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>
37-1222	WR/DECREED	6/9/1911	0.400 cfs	N/A	108.9	253.0	DEMOCRAT GULCH CREEK
37-12396	WR/DECREED	8/23/1957	10.000 cfs	647.5 af	185.0	253.0	DEMOCRAT GULCH CREEK, LAMBS GULCH CREEK
37-2142	WR/DECREED	6/24/1909	1.500 cfs	N/A	75.0	253.0	HOT SPRINGS GULCH
37-4138	WR/DECREED	12/31/1948	0.150 cfs	N/A	65.4	253.0	HAILEY HOT SPRINGS
37-548	WR/DECREED	6/1/1880	3.600 cfs	N/A	180.0	253.0	DEMOCRAT GULCH CREEK, LAMBS GULCH CREEK
37-549	WR/DECREED	6/30/1882	3.110 cfs	N/A	95.5	253.0	CROY CREEK
37-8670	WR/LICENSE	8/13/1990	0.080 cfs	37.7 af	N/A	N/A	HAILEY HOT SPRINGS

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>
37-1222	NO	NO	YES	YES	NO	NO
37-12396	NO	NO	YES	YES	NO	NO
37-2142	NO	NO	YES	NO	NO	NO
37-4138	NO	NO	YES	NO	NO	NO
37-548	NO	NO	YES	NO	NO	NO
37-549	NO	YES	YES	NO	NO	NO
37-8670	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>
37-1222	37-1222	0.400 cfs	N/A	108.9	253.0	N/A	N/A	N/A	N/A	N/A
37-12396	37-12396	10.000 cfs	647.5 af	185.0	253.0	N/A	N/A	N/A	N/A	N/A
37-2142	37-2142	1.500 cfs	N/A	75.0	253.0	N/A	N/A	N/A	N/A	N/A
37-4138	37-4138	0.150 cfs	N/A	65.4	253.0	N/A	N/A	N/A	N/A	N/A
37-548	37-548	3.600 cfs	N/A	180.0	253.0	N/A	N/A	N/A	N/A	N/A
37-549	37-549	3.110 cfs	N/A	95.5	253.0	N/A	N/A	N/A	N/A	N/A
37-8670	37-8670	0.080 cfs	37.7 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A

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SUPPORT DATA

IN FILE # 37-548

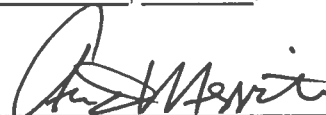
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COMBINED TOTALS	18.840 cfs	685.2 af	198.5	253.0	N/A	N/A	N/A	N/A
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This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 26th day of August, 2013.



Southern Region Manager



WATER RIGHT NO. 37-548

As Modified by Transfer No. 78432

In accordance with the approval of Transfer No. 78432, Water Right No. 37-548 is now described as follows:

Right Holder: SWEET POTATO RANCH LLC
7299 PERIMETER RD S
SEATTLE, WA 98108

Priority Date: 6/1/1880

Source: DEMOCRAT GULCH CREEK **Tributary:** CROY CREEK
Source: LAMBS GULCH CREEK **Tributary:** DEMOCRAT GULCH CREEK

BENEFICIAL USE

IRRIGATION

From **To**
04/15 to 10/31

Diversion Rate

3.600 cfs
3.600 cfs

LOCATION OF POINT(S) OF DIVERSION

DEMOCRAT GULCH CREEK	L2 (NESWNW)	Sec 18 Twp 02N Rge 18E	BLAINE County
DEMOCRAT GULCH CREEK	NWNWSE	Sec 18 Twp 02N Rge 18E	BLAINE County
LAMBS GULCH CREEK	SWNENW	Sec 18 Twp 02N Rge 18E	BLAINE County
DEMOCRAT GULCH CREEK	NESWSE	Sec 18 Twp 02N Rge 18E	BLAINE County
DEMOCRAT GULCH CREEK	L5 (NWSESE)	Sec 18 Twp 02N Rge 18E	BLAINE 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	
02N	18E	17							2.3	21	34	35							92.3
									L 3	L 4									
02N	18E	18			15		1.4	0.2	2.7	32	0.3		1.1	12	31	19	21	25	160.7
																		L 5	

Right Acre Limit: 180.0

POU Total Acres: 253.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 180 acres within the authorized place of use in a single irrigation season.
2. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440, 37-4138, 37-22250 and 37-22251 when combined shall not exceed a total diversion rate of 9.23 cfs and the irrigation of 198.5 acres.
3. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440, 37-22250, and 37-22251 when combined shall not exceed a total diversion rate of 9.08 cfs and the irrigation of 198.5 acres.
4. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440 and 37-22250 when combined shall not exceed a total diversion rate of 9.08 cfs.

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WATER RIGHT NO. 37-548
As Modified by Transfer No. 78432

CONDITIONS OF APPROVAL

5. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4138, 37-4440, and 37-22250 when combined shall not exceed the irrigation of 185 acres.
6. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440, 37-4138, 37-22250, and 37-22251 are limited to the irrigation of a specific 198.5 acres within the 253 acre place of use authorized by this right in a single irrigation season. The specific 198.5 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and 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 198.5 acres to be irrigated within the 253 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.
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 when applied via a sprinkler irrigation system.
8. 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. 37.
9. 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).
10. Place of use does not include federal public lands.
11. The right holder shall accomplish the change authorized by this transfer within five years 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.

WATER RIGHT NO. 37-12396**As Modified by Transfer No. 78432**

In accordance with the approval of Transfer No. 78432, Water Right No. 37-12396 is now described as follows:

Right Holder: SWEET POTATO RANCH LLC
7299 PERIMETER RD S
SEATTLE, WA 98108

Priority Date: 8/23/1957

Source: LAMBS GULCH CREEK **Tributary:** DEMOCRAT GULCH CREEK
Source: DEMOCRAT GULCH CREEK **Tributary:** CROY CREEK

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
DIVERSION TO STORAGE	01/01	to 12/31	10.000 cfs	
IRRIGATION FROM STORAGE	04/15	to 10/31		647.5 af
IRRIGATION STORAGE	01/01	to 12/31		29.6 af
RECREATION STORAGE	01/01	to 12/31		29.6 af
STOCKWATER	01/01	to 12/31	0.030 cfs	
			10.000 cfs	647.5 af

LOCATION OF POINT(S) OF DIVERSION

LAMBS GULCH CREEK	SWNENW	Sec 18 Twp 02N Rge 18E	BLAINE County	
LAMBS GULCH CREEK	L2 (NESWNW)	Sec 18 Twp 02N Rge 18E	BLAINE County	(R)
LAMBS GULCH CREEK	L2 (SWNW)	Sec 18 Twp 02N Rge 18E	BLAINE County	(I)
DEMOCRAT GULCH CREEK	L2 (SWNW)	Sec 18 Twp 02N Rge 18E	BLAINE County	
DEMOCRAT GULCH CREEK	L5 (SESE)	Sec 18 Twp 02N Rge 18E	BLAINE County	(R)
DEMOCRAT GULCH CREEK	NWSE	Sec 18 Twp 02N Rge 18E	BLAINE County	(R)
LAMBS GULCH CREEK	NWSE	Sec 18 Twp 02N Rge 18E	BLAINE County	(R)

PLACE OF USE: IRRIGATION FROM STORAGE

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	17							2.3	21.0	34.0	35.0							92.3
									L 3	L 4									
02N	18E	18			15.0		1.4	0.2	2.7	32	0.3		1.1	12	31	19	21	25	160.7
									L 1	L 2								L 5	

Right Acre Limit: 185.0

POU Total Acres: 253.0

PLACE OF USE: IRRIGATION STORAGE

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	18						X	X						X			X	0.0
								L 1	L 2									L 5	

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WATER RIGHT NO. 37-12396**As Modified by Transfer No. 78432****PLACE OF USE: RECREATION STORAGE**

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	18						X	X						X			X	0.0
								L 1	L 2									L 5	

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	17							X	X	X	X							0.0
									L 3	L 4									
02N	18E	18			X		X	X	X	X	X		X	X	X	X	X	X	0.0
								L 1	L 2									L 5	

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 185 acres within the authorized place of use in a single irrigation season.
2. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
3. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
4. Place of use does not include federal public lands.
5. The 10 cfs flow rate represents diversion from the west channel of Lambs Gulch to the upper reservoir located in T02N, R18E W1/2 NW1/4 located on Democrat Gulch.
6. The point of diversion described as T02N R18E S18 SWNENW is located on the west channel of Lambs Gulch.
7. 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. 37.
8. 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).
9. 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 when applied via a sprinkler irrigation system.
10. The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.

WATER RIGHT NO. 37-12396
As Modified by Transfer No. 78432

CONDITIONS OF 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. 37-8670
As Modified by Transfer No. 78432

In accordance with the approval of Transfer No. 78432, Water Right No. 37-8670 is now described as follows:

Right Holder: SWEET POTATO RANCH LLC
 7299 PERIMETER RD S
 SEATTLE, WA 98108

Priority Date: 8/13/1990

Source: HAILEY HOT SPRINGS

Tributary: DEMOCRAT GULCH CREEK

BENEFICIAL USE

	From	To	Diversion Rate	Diversion Volume
HEATING	01/01	to 12/31	0.070 cfs	37.5 af
RECREATION	01/01	to 12/31	0.010 cfs	0.2 af
WILDLIFE	01/01	to 12/31	0.080 cfs	37.7 af
			0.080 cfs	37.7 af

LOCATION OF POINT(S) OF DIVERSION

HAILEY HOT SPRINGS	NWNWSE	Sec 18 Twp 02N Rge 18E	BLAINE County	
HAILEY HOT SPRINGS	NWSE	Sec 18 Twp 02N Rge 18E	BLAINE County	(Injection)
HAILEY HOT SPRINGS	NWSE	Sec 18 Twp 02N Rge 18E	BLAINE County	(Rediversion)

PLACE OF USE: HEATING

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	18													X				0.0

PLACE OF USE: RECREATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	18													X			X	0.0

PLACE OF USE: WILDLIFE

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	18													X			X	0.0
																		L 5	

CONDITIONS OF APPROVAL

1. Water used under this right if discharged into a natural channel shall meet Idaho Water Quality Standards.

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WATER RIGHT NO. 37-8670
As Modified by Transfer No. 78432

CONDITIONS OF APPROVAL

2. Use of water under this right shall be non-consumptive.
3. 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).
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. 37.
5. Low temperature geothermal water diverted under this right shall not be used for wildlife purposes unless it is first used for heating and recreation purposes.
6. The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 37-549

As Modified by Transfer No. 78432

In accordance with the approval of Transfer No. 78432, Water Right No. 37-549 is now described as follows:

Right Holder: SWEET POTATO RANCH LLC
7299 PERIMETER RD S
SEATTLE, WA 98108

Priority Date: 6/30/1882

Source: CROY CREEK

Tributary: BIG WOOD RIVER

BENEFICIAL USE
IRRIGATION

From 04/15 **To** 10/31

Diversion Rate
3.110 cfs
3.110 cfs

LOCATION OF POINT(S) OF DIVERSION

CROY CREEK L5 (SESE) Sec 18 Twp 02N Rge 18E BLAINE 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	
02N	18E	17							2.3	21	34	35							92.3
									L 3	L 4									
02N	18E	18			15		1.4	0.2	2.7	32	0.3		1.1	12	31	19	21	25	160.7
																		L 5	

Right Acre Limit: 95.5
POU Total Acres: 253.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 95.5 acres within the authorized place of use in a single irrigation season.
2. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440, 37-4138, 37-22250 and 37-22251 when combined shall not exceed a total diversion rate of 9.23 cfs and the irrigation of 198.5 acres.
3. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440, 37-22250, and 37-22251 when combined shall not exceed a total diversion rate of 9.08 cfs and the irrigation of 198.5 acres..
4. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440 and 37-22250 when combined shall not exceed a total diversion rate of 9.08 cfs.
5. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4138, 37-4440, and 37-22250 when combined shall not exceed the irrigation of 185 acres.

Transfer No. 78432

WATER RIGHT NO. 37-549
As Modified by Transfer No. 78432

CONDITIONS OF APPROVAL

6. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440, 37-4138, 37-22250, and 37-22251 are limited to the irrigation of a specific 198.5 acres within the 253 acre place of use authorized by this right in a single irrigation season. The specific 198.5 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and 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 198.5 acres to be irrigated within the 253 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.
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 when applied via a sprinkler irrigation system.
8. 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. 37.
9. 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).
10. Place of use does not include federal public lands.
11. The right holder shall accomplish the change authorized by this transfer within five years 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.

WATER RIGHT NO. 37-1222
As Modified by Transfer No. 78432

In accordance with the approval of Transfer No. 78432, Water Right No. 37-1222 is now described as follows:

Right Holder: SWEET POTATO RANCH LLC
 7299 PERIMETER RD S
 SEATTLE, WA 98108

Priority Date: 6/9/1911

Source: DEMOCRAT GULCH CREEK **Tributary:** CROY CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	0.400 cfs
			0.400 cfs

LOCATION OF POINT(S) OF DIVERSION

DEMOCRAT GULCH CREEK	L2 (NESWNW)	Sec 18 Twp 02N Rge 18E	BLAINE County
DEMOCRAT GULCH CREEK	NESWSE	Sec 18 Twp 02N Rge 18E	BLAINE County
DEMOCRAT GULCH CREEK	L5 (NWSESE)	Sec 18 Twp 02N Rge 18E	BLAINE County
DEMOCRAT GULCH CREEK	NWSE	Sec 18 Twp 02N Rge 18E	BLAINE 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	
02N	18E	17							2.3	21	34	35							92.3
									L 3	L 4									
02N	18E	18			15.0		1.4	0.2	2.7	32	0.3		1.1	12	31	19	21	25	160.7
																		L 5	

Right Acre Limit: 108.9
 POU Total Acres: 253.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 108.9 acres within the authorized place of use in a single irrigation season.
2. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440, 37-4138, 37-22250 and 37-22251 when combined shall not exceed a total diversion rate of 9.23 cfs and the irrigation of 198.5 acres.
3. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440, 37-22250, and 37-22251 when combined shall not exceed a total diversion rate of 9.08 cfs and the irrigation of 198.5 acres.
4. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440 and 37-22250 when combined shall not exceed a total diversion rate of 9.08 cfs.

Transfer No. 78432

WATER RIGHT NO. 37-1222
As Modified by Transfer No. 78432

CONDITIONS OF APPROVAL

5. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4138, 37-4440, and 37-22250 when combined shall not exceed the irrigation of 185 acres.
6. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440, 37-4138, 37-22250, and 37-22251 are limited to the irrigation of a specific 198.5 acres within the 253 acre place of use authorized by this right in a single irrigation season. The specific 198.5 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and 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 198.5 acres to be irrigated within the 253 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.
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 when applied via a sprinkler irrigation system.
8. 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).
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. 37.
10. Place of use does not include federal public lands.
11. The right holder shall accomplish the change authorized by this transfer within five years 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.

WATER RIGHT NO. 37-2142 **As Modified by Transfer No. 78432**

In accordance with the approval of Transfer No. 78432, Water Right No. 37-2142 is now described as follows:

Right Holder: SWEET POTATO RANCH LLC
 7299 PERIMETER RD S
 SEATTLE, WA 98108

Priority Date: 6/24/1909

Source: HOT SPRINGS GULCH **Tributary:** CROY CREEK

BENEFICIAL USE

IRRIGATION

From

04/15

To

to 10/31

Diversion Rate

1.500 cfs

1.500 cfs

LOCATION OF POINT(S) OF DIVERSION

HOT SPRINGS GULCH L4 (SWSW) Sec 18 Twp 02N Rge 18E BLAINE 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	
02N	18E	17							2.3	21	34	35							92.3
									L 3	L 4									
02N	18E	18			15		1.4	0.2	2.7	32	0.3		1.1	12	31	19	21	25	160.7
																		L 5	

Right Acre Limit: 75.0
 POU Total Acres: 253.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 75 acres within the authorized place of use in a single irrigation season.
2. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440, 37-4138, 37-22250 and 37-22251 when combined shall not exceed a total diversion rate of 9.23 cfs and the irrigation of 198.5 acres.
3. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440, 37-22250, and 37-22251 when combined shall not exceed a total diversion rate of 9.08 cfs and the irrigation of 198.5 acres.
4. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440 and 37-22250 when combined shall not exceed a total diversion rate of 9.08 cfs.
5. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4138, 37-4440, and 37-22250 when combined shall not exceed the irrigation of 185 acres.

Transfer No. 78432

WATER RIGHT NO. 37-2142
As Modified by Transfer No. 78432

CONDITIONS OF APPROVAL

6. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440, 37-4138, 37-22250, and 37-22251 are limited to the irrigation of a specific 198.5 acres within the 253 acre place of use authorized by this right in a single irrigation season. The specific 198.5 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and 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 198.5 acres to be irrigated within the 253 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.
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 when applied via a sprinkler irrigation system.
8. 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).
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. 37.
10. Place of use does not include federal public lands.
11. The right holder shall accomplish the change authorized by this transfer within five years 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.

WATER RIGHT NO. 37-4138
As Modified by Transfer No. 78432

In accordance with the approval of Transfer No. 78432, Water Right No. 37-4138 is now described as follows:

Right Holder: SWEET POTATO RANCH LLC
 7299 PERIMETER RD S
 SEATTLE, WA 98108

Priority Date: 12/31/1948

Source: HAILEY HOT SPRINGS **Tributary:** DEMOCRAT GULCH CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	0.150 cfs
			0.150 cfs

LOCATION OF POINT(S) OF DIVERSION

HAILEY HOT SPRINGS	L5 (NWSESE)	Sec 18 Twp 02N Rge 18E	BLAINE County	(R)
HAILEY HOT SPRINGS	NWNWSE	Sec 18 Twp 02N Rge 18E	BLAINE County	(I)
HAILEY HOT SPRINGS	NWNWSE	Sec 18 Twp 02N Rge 18E	BLAINE 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	
02N	18E	17							2.3	21	34	35							92.3
									L 3	L 4									
02N	18E	18			15.0		1.4	0.2	2.7	32	0.3		1.1	12	31	19	21	25	160.7
																		L 5	

Right Acre Limit: 65.4
 POU Total Acres: 253.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 65.4 acres within the authorized place of use in a single irrigation season.
2. Rights 37-4138 and 37-4139 when combined shall not exceed a total diversion rate of 0.15 cfs.
3. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440, 37-4138, 37-22250 and 37-22251 when combined shall not exceed a total diversion rate of 9.23 cfs and the irrigation of 198.5 acres.
4. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4138, 37-4440, and 37-22250 when combined shall not exceed the irrigation of 185 acres.

Transfer No. 78432

WATER RIGHT NO. 37-4138
As Modified by Transfer No. 78432

CONDITIONS OF APPROVAL

5. Rights 37-548, 37-549, 37-1222, 37-2142, 37-4440, 37-4138, 37-22250, and 37-22251 are limited to the irrigation of a specific 198.5 acres within the 253 acre place of use authorized by this right in a single irrigation season. The specific 198.5 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and 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 198.5 acres to be irrigated within the 253 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. 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 when applied via a sprinkler irrigation system.
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. 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. 37.
9. Place of use does not include federal public lands.
10. The right holder shall accomplish the change authorized by this transfer within five years 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.