

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78653**

This is to certify that: **CIRCLE PI LLC**
HC 62 BOX 2295
MAY, ID 83253

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>
73-10037	WR/DECREED	3/21/1905	1.600 cfs	N/A	80.0	723.8	PAHSIMEROI RIVER, PATTERSON CREEK
73-10063	WR/DECREED	5/1/1906	2.000 cfs	N/A	100.0	723.8	PATTERSON CREEK, UNNAMED STREAM
73-105	WR/DECREED	11/30/1907	0.200 cfs	N/A	10.0	723.8	PATTERSON CREEK
73-107	WR/DECREED	5/1/1906	1.200 cfs	N/A	60.0	723.8	PAHSIMEROI RIVER
73-108	WR/DECREED	11/28/1904	1.200 cfs	N/A	60.0	348.8	SPRING
73-114	WR/DECREED	6/20/1908	1.600 cfs	N/A	80.0	723.8	PATTERSON CREEK
73-115	WR/DECREED	4/25/1904	2.800 cfs	N/A	140.0	723.8	PATTERSON CREEK
73-12	WR/DECREED	4/28/1913	1.200 cfs	N/A	60.0	723.8	PAHSIMEROI RIVER
73-2015	WR/DECREED	12/25/1904	2.200 cfs	N/A	106.0	723.8	SULPHUR CREEK
73-2037	WR/DECREED	3/8/1908	1.000 cfs	N/A	50.0	723.8	PAHSIMEROI RIVER
73-2053	WR/DECREED	10/4/1909	0.400 cfs	N/A	20.0	348.8	SPRING
73-6	WR/DECREED	1/20/1910	1.800 cfs	N/A	90.0	723.8	PAHSIMEROI 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>
73-10037	NO	YES	YES	NO	NO	NO
73-10063	NO	YES	YES	NO	NO	NO
73-105	NO	YES	YES	NO	NO	NO
73-107	NO	YES	YES	NO	NO	NO
73-108	NO	YES	YES	NO	NO	NO
73-114	NO	YES	YES	NO	NO	NO
73-115	NO	YES	YES	NO	NO	NO
73-12	NO	YES	YES	NO	NO	NO
73-2015	NO	YES	YES	NO	NO	NO
73-2037	NO	YES	YES	NO	NO	NO
73-2053	NO	YES	YES	NO	NO	NO
73-6	NO	YES	YES	NO	NO	NO

SUPPORT DATA

Transfer No. 78653

IN FILE # 73-6

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78653**

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>
73-10037	73-10037	1.380 cfs	N/A	69.2	626.1	N/A				
73-10063	73-10063	1.730 cfs	N/A	86.5	626.1	N/A				
73-105	73-105	0.170 cfs	N/A	8.7	626.1	N/A				
73-107	73-107	1.040 cfs	N/A	51.9	626.1	N/A				
73-108	73-108	1.040 cfs	N/A	51.9	626.1	N/A				
73-114	73-114	1.380 cfs	N/A	69.2	626.1	N/A				
73-115	73-115	2.420 cfs	N/A	121.1	626.1	N/A				
73-12	73-12	1.040 cfs	N/A	51.9	626.1	N/A				
73-2015	73-2015	1.900 cfs	N/A	91.7	626.1	N/A				
73-2037	73-2037	0.870 cfs	N/A	43.3	626.1	N/A				
73-2053	73-2053	0.350 cfs	N/A	17.3	626.1	N/A				
73-6	73-6	1.560 cfs	N/A	77.9	626.1	N/A				
COMBINED TOTALS		14.880 cfs	N/A	626.1	626.1					

**See Transfer Approval
78654 for the split portion
of water rights**

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 August, 2013.



Water Resources Program Manager

WATER RIGHT NO. 73-6
As Modified by Transfer No. 78653

In accordance with the approval of Transfer No. 78653, Water Right No. 73-6 is now described as follows:

Right Holder: CIRCLE PI LLC
 HC 62 BOX 2295
 MAY, ID 83253

Priority Date: 1/20/1910

Source: PAHSIMEROI RIVER

Tributary: SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

1.560 cfs

1.560 cfs

LOCATION OF POINT(S) OF DIVERSION

PAHSIMEROI RIVER

SWNW

Sec 1 Twp 14N Rge 21E 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	
14N	21E	1							0.2			19.5	40.0	7.5					67.2
14N	21E	2		1.5	26.0	8.0	5.3	31.0	27.0	39.6	22.0	0.8			39.5	36.0	17.0	36.4	290.1
14N	21E	3		L 2			L 3	L 4											34.8
				L 1	L 2														
14N	21E	11	19.0																19.0
14N	21E	12		1.5	28.7	12.0	29.5	38.0	23.0	40.0	26.0	2.3		14.0					215

Right Acre Limit: 77.9

POU Total Acres: 626.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 77.9 acres within the authorized place of use in a single irrigation season.
2. Rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037, 73-10063, 73-7025, 73-12219 and 73-12220 when combined shall not exceed the irrigation of 626.1 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. 73.
4. 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).

Transfer No. 78653

WATER RIGHT NO. 73-6
As Modified by Transfer No. 78653

CONDITIONS OF APPROVAL

5. 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.
6. The approval of Transfer 78653 as described under right 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 mitigates for the depletion of water caused by the diversion and use of water under rights 73-7025, 73-12219 and 73-12220. The right holder shall cease diverting a combined total 6.27 cfs of water under rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 for the irrigation of 263.5 acres, which shall remain un-diverted.
7. Place of use does not include federal public lands.
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. 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. 73-115**As Modified by Transfer No. 78653**

In accordance with the approval of Transfer No. 78653, Water Right No. 73-115 is now described as follows:

Right Holder: CIRCLE PI LLC
HC 62 BOX 2295
MAY, ID 83253

Priority Date: 4/25/1904

Source: PATTERSON CREEK

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

2.420 cfs

2.420 cfs

LOCATION OF POINT(S) OF DIVERSION

PATTERSON CREEK	SWNW	Sec 1	Twp 14N Rge 21E	CUSTER County	(R)
PATTERSON CREEK	NENE	Sec 7	Twp 14N Rge 22E	LEMHI County	
PATTERSON CREEK	SENW	Sec 7	Twp 14N Rge 22E	LEMHI County	(I)

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	
14N	21E	1							0.2			19.5	40.0	7.5					67.2
14N	21E	2		1.5	26.0	8.0	5.3	31.0	27.0	39.6	22.0	0.8			39.5	36.0	17.0	36.4	290.1
				L 2			L 3	L 4											
14N	21E	3	34.0	0.8															34.8
			L 1	L 2															
14N	21E	11		19.0															19.0
14N	21E	12		1.5	28.7	12.0	29.5	38.0	23.0	40.0	26.0	2.3		14.0					215

Right Acre Limit: 121.1

POU Total Acres: 626.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 121.1 acres within the authorized place of use in a single irrigation season.
2. Rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037, 73-10063, 73-7025, 73-12219 and 73-12220 when combined shall not exceed the irrigation of 626.1 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. 73.

WATER RIGHT NO. 73-115
As Modified by Transfer No. 78653

CONDITIONS OF APPROVAL

4. 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).
5. 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.
6. The approval of Transfer 78653 as described under right 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 mitigates for the depletion of water caused by the diversion and use of water under rights 73-7025, 73-12219 and 73-12220. The right holder shall cease diverting a combined total 6.27 cfs of water under rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 for the irrigation of 263.5 acres, which shall remain un-diverted.
7. Place of use does not include federal public lands.
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. Source is also known as Little Spring Creek, Spring Creek or O Neal Creek.
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. 73-10037**As Modified by Transfer No. 78653**

In accordance with the approval of Transfer No. 78653, Water Right No. 73-10037 is now described as follows:

Right Holder: CIRCLE PI LLC
HC 62 BOX 2295
MAY, ID 83253

Priority Date: 3/21/1905

Source: PAHSIMEROI RIVER
Source: PATTERSON CREEK

Tributary: SALMON RIVER
Tributary: PAHSIMEROI RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 10/31	1.380 cfs
			1.380 cfs

LOCATION OF POINT(S) OF DIVERSION

PAHSIMEROI RIVER	SWNW	Sec 1	Twp 14N Rge 21E	CUSTER County	
PATTERSON CREEK	SWNW	Sec 1	Twp 14N Rge 21E	CUSTER County	(R)
PATTERSON CREEK	NENE	Sec 7	Twp 14N Rge 22E	LEMHI County	
PATTERSON CREEK	SENE	Sec 7	Twp 14N Rge 22E	LEMHI County	(I)

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	
14N	21E	1							0.2			19.5	40.0	7.5					67.2
14N	21E	2		1.5	26.0	8.0	5.3	31.0	27.0	39.6	22.0	0.8			39.5	36.0	17.0	36.4	290.1
				L 2			L 3	L 4											
14N	21E	3	34.0	0.8															34.8
			L 1	L 2															
14N	21E	11	19.0																19.0
14N	21E	12		1.5	28.7	12.0	29.5	38.0	23.0	40.0	26.0	2.3		14.0					215

Right Acre Limit: 69.2

POU Total Acres: 626.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 69.2 acres within the authorized place of use in a single irrigation season.
2. Rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037, 73-10063, 73-7025, 73-12219 and 73-12220 when combined shall not exceed the irrigation of 626.1 acres.

WATER RIGHT NO. 73-10037
As Modified by Transfer No. 78653

CONDITIONS OF APPROVAL

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. 73.
4. 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).
5. The approval of Transfer 78653 as described under right 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 mitigates for the depletion of water caused by the diversion and use of water under rights 73-7025, 73-12219 and 73-12220. The right holder shall cease diverting a combined total 6.27 cfs of water under rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 for the irrigation of 263.5 acres, which shall remain un-diverted.
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. 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.
8. Place of use does not include federal public lands.
9. Source is also known as Little Spring Creek, Spring Creek or O Neal Creek.
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. 73-2015**As Modified by Transfer No. 78653**

In accordance with the approval of Transfer No. 78653, Water Right No. 73-2015 is now described as follows:

Right Holder: CIRCLE PI LLC
HC 62 BOX 2295
MAY, ID 83253

Priority Date: 12/25/1904

Source: SULPHUR CREEK

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE

IRRIGATION
STOCKWATER

From

04/01
01/01

To

to 10/31
to 12/31

Diversion Rate

1.900 cfs
0.020 cfs
1.900 cfs

LOCATION OF POINT(S) OF DIVERSION

SULPHUR CREEK

SWNW

Sec 1 Twp 14N Rge 21E 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	
14N	21E	1							0.2			19.5	40.0	7.5					67.2
14N	21E	2		1.5	26.0	8.0	5.3	31.0	27.0	39.6	22.0	0.8			39.5	36.0	17.0	36.4	290.1
				L 2			L 3	L 4											
14N	21E	3	34.0	0.8															34.8
			L 1	L 2															
14N	21E	11	19.0																19.0
14N	21E	12		1.5	28.7	12.0	29.5	38.0	23.0	40.0	26.0	2.3		14.0					215

Right Acre Limit: 91.7

POU Total Acres: 626.1

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	
14N	21E	1							X			X	X	X					
14N	21E	2		X	X	X	X	X	X	X	X	X			X	X	X	X	
				L 2			L 3	L 4											
14N	21E	3	X	X															
			L 1	L 2															
14N	21E	11	X																
14N	21E	12		X	X	X	X	X	X	X	X	X		X					

WATER RIGHT NO. 73-2015
As Modified by Transfer No. 78653

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 91.7 acres within the authorized place of use in a single irrigation season.
2. Rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037, 73-10063, 73-7025, 73-12219 and 73-12220 when combined shall not exceed the irrigation of 626.1 acres.
3. Diversion of water from the Pahsimeroi River is limited to those times water is available for diversion under this right and priority from Sulphur Creek at the original point of diversion and to the amount of water that actually reaches the Pahsimeroi River.
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. 73.
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. The approval of Transfer 78653 as described under right 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 mitigates for the depletion of water caused by the diversion and use of water under rights 73-7025, 73-12219 and 73-12220. The right holder shall cease diverting a combined total 6.27 cfs of water under rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 for the irrigation of 263.5 acres, which shall remain un-diverted.
8. Place of use does not include federal public lands.
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. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
11. The appropriator is entitled to the quantity of water described for stockwater purposes at a point of measurement where the delivery ditch enters the place of use described.
12. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. 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. 73-2015

As Modified by Transfer No. 78653

CONDITIONS OF APPROVAL

15. 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. 73-2053**As Modified by Transfer No. 78653**

In accordance with the approval of Transfer No. 78653, Water Right No. 73-2053 is now described as follows:

Right Holder: CIRCLE PI LLC
PO BOX 2295
MAY, ID 83253

Priority Date: 10/4/1909

Source: SPRING

Tributary: PATTERSON CREEK

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.350 cfs

0.350 cfs

LOCATION OF POINT(S) OF DIVERSION

SPRING	SWNW	Sec 1	Twp 14N Rge 22E	LEMHI County	(R)
SPRING	SENE	Sec 7	Twp 14N Rge 22E	LEMHI County	(I)
SPRING	NENE	Sec 7	Twp 14N Rge 22E	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	
14N	21E	1							0.2			19.5	40.0	7.5					67.2
14N	21E	2		1.5	26.0	8.0	5.3	31.0	27.0	39.6	22.0	0.8			39.5	36.0	17.0	36.4	290.1
				L 2			L 3	L 4											
14N	21E	3	34.0	0.8															34.8
			L 1	L 2															
14N	21E	11	19.0																19.0
14N	21E	12		1.5	28.7	12.0	29.5	38.0	23.0	40.0	26.0	2.3		14.0					215

Right Acre Limit: 17.3

POU Total Acres: 626.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 17.3 acres within the authorized place of use in a single irrigation season.
2. Rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037, 73-10063, 73-7025, 73-12219 and 73-12220 when combined shall not exceed the irrigation of 626.1 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. 73.

Transfer No. 78653

WATER RIGHT NO. 73-2053
As Modified by Transfer No. 78653

CONDITIONS OF APPROVAL

4. 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).
5. 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.
6. The approval of Transfer 78653 as described under right 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 mitigates for the depletion of water caused by the diversion and use of water under rights 73-7025, 73-12219 and 73-12220. The right holder shall cease diverting a combined total 6.27 cfs of water under rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 for the irrigation of 263.5 acres, which shall remain un-diverted.
7. Place of use does not include federal public lands.
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. 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. 73-108**As Modified by Transfer No. 78653**

In accordance with the approval of Transfer No. 78653, Water Right No. 73-108 is now described as follows:

Right Holder: CIRCLE PI LLC
PO BOX 2295
MAY, ID 83253

Priority Date: 11/28/1904

Source: SPRING

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

1.040 cfs

1.040 cfs

LOCATION OF POINT(S) OF DIVERSION

SPRING	SWNW	Sec 1	Twp 14N	Rge 22E	CUSTER County	(R)
SPRING	SWNE	Sec 7	Twp 14N	Rge 22E	CUSTER County	
SPRING	SENE	Sec 7	Twp 14N	Rge 22E	CUSTER County	(I)

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	
14N	21E	1							0.2			19.5	40.0	7.5					67.2
14N	21E	2		1.5	26.0	8.0	5.3	31.0	27.0	39.6	22.0	0.8			39.5	36.0	17.0	36.4	290.1
				L 2			L 3	L 4											
14N	21E	3	34.0	0.8															34.8
			L 1	L 2															
14N	21E	11	19.0																19.0
14N	21E	12		1.5	28.7	12.0	29.5	38.0	23.0	40.0	26.0	2.3		14.0					215

Right Acre Limit: 51.9

POU Total Acres: 626.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 51.9 acres within the authorized place of use in a single irrigation season.
2. Rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037, 73-10063, 73-7025, 73-12219 and 73-12220 when combined shall not exceed the irrigation of 626.1 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. 73.

Transfer No. 78653

WATER RIGHT NO. 73-108
As Modified by Transfer No. 78653

CONDITIONS OF APPROVAL

4. 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).
5. 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.
6. The approval of Transfer 78653 as described under right 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 mitigates for the depletion of water caused by the diversion and use of water under rights 73-7025, 73-12219 and 73-12220. The right holder shall cease diverting a combined total 6.27 cfs of water under rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 for the irrigation of 263.5 acres, which shall remain un-diverted.
7. Place of use does not include federal public lands.
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. 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. 73-107**As Modified by Transfer No. 78653**

In accordance with the approval of Transfer No. 78653, Water Right No. 73-107 is now described as follows:

Right Holder: CIRCLE PI LLC
HC 62 BOX 2295
MAY, ID 83253

Priority Date: 5/1/1906

Source: PAHSIMEROI RIVER

Tributary: SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

1.040 cfs

1.040 cfs

LOCATION OF POINT(S) OF DIVERSION

PAHSIMEROI RIVER

SWNW

Sec 1 Twp 14N Rge 21E 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	
14N	21E	1							0.2			19.5	40.0	7.5					67.2
14N	21E	2		1.5	26.0	8.0	5.3	31.0	27.0	39.6	22.0	0.8			39.5	36.0	17.0	36.4	290.1
				L 2			L 3	L 4											
14N	21E	3	34.0	0.8															34.8
			L 1	L 2															
14N	21E	11	19.0																19.0
14N	21E	12		1.5	28.7	12.0	29.5	38.0	23.0	40.0	26.0	2.3		14.0					215

Right Acre Limit: 51.9

POU Total Acres: 626.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 51.9 acres within the authorized place of use in a single irrigation season.
2. Rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037, 73-10063, 73-7025, 73-12219 and 73-12220 when combined shall not exceed the irrigation of 626.1 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. 73.
4. 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).

Transfer No. 78653

WATER RIGHT NO. 73-107

As Modified by Transfer No. 78653

CONDITIONS OF APPROVAL

5. 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.
6. The approval of Transfer 78653 as described under right 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 mitigates for the depletion of water caused by the diversion and use of water under rights 73-7025, 73-12219 and 73-12220. The right holder shall cease diverting a combined total 6.27 cfs of water under rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 for the irrigation of 263.5 acres, which shall remain un-diverted.
7. Place of use does not include federal public lands.
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. 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. 73-2037**As Modified by Transfer No. 78653**

In accordance with the approval of Transfer No. 78653, Water Right No. 73-2037 is now described as follows:

Right Holder: CIRCLE PI LLC
HC 62 BOX 2295
MAY, ID 83253

Priority Date: 3/8/1908

Source: PAHSIMEROI RIVER

Tributary: SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.870 cfs

0.870 cfs

LOCATION OF POINT(S) OF DIVERSION

PAHSIMEROI RIVER

SWNW

Sec 1 Twp 14N Rge 21E 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	
14N	21E	1							0.2			19.5	40.0	7.5					67.2
14N	21E	2		1.5	26.0	8.0	5.3	31.0	27.0	39.6	22.0	0.8			39.5	36.0	17.0	36.4	290.1
14N	21E	3	34.0	L 2			L 3	L 4											34.8
			L 1	L 2															
14N	21E	11	19.0																19.0
14N	21E	12		1.5	28.7	12.0	29.5	38.0	23.0	40.0	26.0	2.3		14.0					215

Right Acre Limit: 43.3

POU Total Acres: 626.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 43.3 acres within the authorized place of use in a single irrigation season.
2. Rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037, 73-10063, 73-7025, 73-12219 and 73-12220 when combined shall not exceed the irrigation of 626.1 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. 73.

WATER RIGHT NO. 73-2037

As Modified by Transfer No. 78653

CONDITIONS OF APPROVAL

4. 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).
5. 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.
6. The approval of Transfer 78653 as described under right 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 mitigates for the depletion of water caused by the diversion and use of water under rights 73-7025, 73-12219 and 73-12220. The right holder shall cease diverting a combined total 6.27 cfs of water under rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 for the irrigation of 263.5 acres, which shall remain un-diverted.
7. Place of use does not include federal public lands.
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. 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. 73-12**As Modified by Transfer No. 78653**

In accordance with the approval of Transfer No. 78653, Water Right No. 73-12 is now described as follows:

Right Holder: CIRCLE PI LLC
HC 62 BOX 2295
MAY, ID 83253

Priority Date: 4/28/1913

Source: PAHSIMEROI RIVER

Tributary: SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

1.040 cfs

1.040 cfs

LOCATION OF POINT(S) OF DIVERSION

PAHSIMEROI RIVER

SWNW

Sec 1 Twp 14N Rge 21E 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	
14N	21E	1							0.2			19.5	40.0	7.5					67.2
14N	21E	2		1.5	26.0	8.0	5.3	31.0	27.0	39.6	22.0	0.8			39.5	36.0	17.0	36.4	290.1
				L 2			L 3	L 4											
14N	21E	3		34.0	0.8														34.8
				L 1	L 2														
14N	21E	11	19.0																19.0
14N	21E	12		1.5	28.7	12.0	29.5	38.0	23.0	40.0	26.0	2.3		14.0					215

Right Acre Limit: 51.9

POU Total Acres: 626.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 51.9 acres within the authorized place of use in a single irrigation season.
2. Rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037, 73-10063, 73-7025, 73-12219 and 73-12220 when combined shall not exceed the irrigation of 626.1 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. 73.
4. 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).

Transfer No. 78653

WATER RIGHT NO. 73-12
As Modified by Transfer No. 78653

CONDITIONS OF APPROVAL

5. 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.
6. The approval of Transfer 78653 as described under right 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 mitigates for the depletion of water caused by the diversion and use of water under rights 73-7025, 73-12219 and 73-12220. The right holder shall cease diverting a combined total 6.27 cfs of water under rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 for the irrigation of 263.5 acres, which shall remain un-diverted.
7. Place of use does not include federal public lands.
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. 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. 73-114**As Modified by Transfer No. 78653**

In accordance with the approval of Transfer No. 78653, Water Right No. 73-114 is now described as follows:

Right Holder: CIRCLE PI LLC
HC 62 BOX 2295
MAY, ID 83253

Priority Date: 6/20/1908

Source: PATTERSON CREEK

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

1.380 cfs

1.380 cfs

LOCATION OF POINT(S) OF DIVERSION

PATTERSON CREEK	SWNW	Sec 1	Twp 14N Rge 21E	CUSTER County	(R)
PATTERSON CREEK	NENE	Sec 7	Twp 14N Rge 22E	LEMHI County	
PATTERSON CREEK	SENW	Sec 7	Twp 14N Rge 22E	LEMHI County	(I)

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	
14N	21E	1							0.2			19.5	40.0	7.5					67.2
14N	21E	2		1.5	26.0	8.0	5.3	31.0	27.0	39.6	22.0	0.8			39.5	36.0	17.0	36.4	290.1
				L 2			L 3	L 4											
14N	21E	3	34.0	0.8															34.8
			L 1	L 2															
14N	21E	11	19.0																19.0
14N	21E	12		1.5	28.7	12.0	29.5	38.0	23.0	40.0	26.0	2.3		14.0					215

Right Acre Limit: 69.2

POU Total Acres: 626.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 69.2 acres within the authorized place of use in a single irrigation season.
2. Rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037, 73-10063, 73-7025, 73-12219 and 73-12220 when combined shall not exceed the irrigation of 626.1 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. 73.

WATER RIGHT NO. 73-114
As Modified by Transfer No. 78653

CONDITIONS OF APPROVAL

4. 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).
5. 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.
6. The approval of Transfer 78653 as described under right 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 mitigates for the depletion of water caused by the diversion and use of water under rights 73-7025, 73-12219 and 73-12220. The right holder shall cease diverting a combined total 6.27 cfs of water under rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 for the irrigation of 263.5 acres, which shall remain un-diverted.
7. Place of use does not include federal public lands.
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. Source is also known as Big Spring Creek or O'Neal Creek.
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. 73-10063**As Modified by Transfer No. 78653**

In accordance with the approval of Transfer No. 78653, Water Right No. 73-10063 is now described as follows:

Right Holder: CIRCLE PI LLC
HC 62 BOX 2295
MAY, ID 83253

Priority Date: 5/1/1906

Source: PATTERSON CREEK
Source: UNNAMED STREAM

Tributary: PAHSIMEROI RIVER
Tributary: PAHSIMEROI RIVER

BENEFICIAL USE
IRRIGATION

From 04/01
To to 10/31

Diversion Rate
1.730 cfs
1.730 cfs

LOCATION OF POINT(S) OF DIVERSION

PATTERSON CREEK	SWNW	Sec 1	Twp 14N Rge 21E	CUSTER County	(R)
UNNAMED STREAM	SWNW	Sec 1	Twp 14N Rge 21E	CUSTER County	(R)
PATTERSON CREEK	SENE	Sec 7	Twp 14N Rge 22E	LEMHI County	(I)
PATTERSON CREEK	NENE	Sec 7	Twp 14N Rge 22E	LEMHI County	
UNNAMED STREAM	SWNE	Sec 7	Twp 14N Rge 22E	LEMHI County	
UNNAMED STREAM	SENE	Sec 7	Twp 14N Rge 22E	LEMHI County	(I)

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	
14N	21E	1							0.2			19.5	40.0	7.5					67.2
14N	21E	2		1.5	26.0	8.0	5.3	31.0	27.0	39.6	22.0	0.8			39.5	36.0	17.0	36.4	290.1
14N	21E	3		L 2			L 3	L 4											34.8
				L 1	L 2														
14N	21E	11	19.0																19.0
14N	21E	12		1.5	28.7	12.0	29.5	38.0	23.0	40.0	26.0	2.3		14.0					215

Right Acre Limit: 86.5
POU Total Acres: 626.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 86.5 acres within the authorized place of use in a single irrigation season.
2. Rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037, 73-10063, 73-7025, 73-12219 and 73-12220 when combined shall not exceed the irrigation of 626.1 acres.

WATER RIGHT NO. 73-10063
As Modified by Transfer No. 78653

CONDITIONS OF APPROVAL

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. 73.
4. 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).
5. 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.
6. The approval of Transfer 78653 as described under right 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 mitigates for the depletion of water caused by the diversion and use of water under rights 73-7025, 73-12219 and 73-12220. The right holder shall cease diverting a combined total 6.27 cfs of water under rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 for the irrigation of 263.5 acres, which shall remain un-diverted.
7. Place of use does not include federal public lands.
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. Patterson Creek is also known as Big Spring Creek or O'Neal Creek.
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. 73-105**As Modified by Transfer No. 78653**

In accordance with the approval of Transfer No. 78653, Water Right No. 73-105 is now described as follows:

Right Holder: CIRCLE PI LLC
HC 62 BOX 2295
MAY, ID 83253

Priority Date: 11/30/1907

Source: PATTERSON CREEK

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.170 cfs

0.170 cfs

LOCATION OF POINT(S) OF DIVERSION

PATTERSON CREEK	SWNW	Sec 1	Twp 14N Rge 21E	CUSTER County	(R)
PATTERSON CREEK	NENE	Sec 7	Twp 14N Rge 22E	LEMHI County	
PATTERSON CREEK	SENE	Sec 7	Twp 14N Rge 22E	LEMHI County	(I)

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	
14N	21E	1							0.2			19.5	40.0	7.5					67.2
14N	21E	2		1.5	26.0	8.0	5.3	31.0	27.0	39.6	22.0	0.8			39.5	36.0	17.0	36.4	290.1
				L 2			L 3	L 4											
14N	21E	3	34.0	0.8															34.8
			L 1	L 2															
14N	21E	11		19.0															19.0
14N	21E	12		1.5	28.7	12.0	29.5	38.0	23.0	40.0	26.0	2.3		14.0					215

Right Acre Limit: 8.7

POU Total Acres: 626.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 8.7 acres within the authorized place of use in a single irrigation season.
2. Rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037, 73-10063, 73-7025, 73-12219 and 73-12220 when combined shall not exceed the irrigation of 626.1 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. 73.

Transfer No. 78653

WATER RIGHT NO. 73-105

As Modified by Transfer No. 78653

CONDITIONS OF APPROVAL

4. 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).
5. 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.
6. The approval of Transfer 78653 as described under right 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 mitigates for the depletion of water caused by the diversion and use of water under rights 73-7025, 73-12219 and 73-12220. The right holder shall cease diverting a combined total 6.27 cfs of water under rights 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-10037 and 73-10063 for the irrigation of 263.5 acres, which shall remain un-diverted.
7. Place of use does not include federal public lands.
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. Source is also known as Big Spring Creek or O'Neal Creek.
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.