

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

AMENDED

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78261**

AMENDED

This is to certify that: MEADOW CREEK RESORT ASSN INC
PO BOX M
NEW MEADOWS, ID 83654

SUPPORT DATA

IN FILE # 78-142B

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>
78-12157	WR/DECREED	4/1/1931	0.200 cfs	N/A	N/A	N/A	LITTLE SALMON RIVER
78-12309	WR/DECREED	4/1/1931	0.470 cfs	N/A	72.0	82.0	LITTLE SALMON RIVER
78-12357	WR/DECREED	4/16/1919	0.310 cfs	N/A	N/A	12.6	LITTLE SALMON RIVER
78-12359	WR/DECREED	4/1/1927	0.010 cfs	N/A	N/A	N/A	UNNAMED STREAM
78-142B	WR/DECREED	5/15/1906	0.520 cfs	N/A	34.0	82.0	LITTLE SALMON RIVER
78-142E	WR/DECREED	5/15/1906	0.170 cfs	N/A	N/A	N/A	LITTLE SALMON RIVER
78-143B	WR/DECREED	5/15/1906	0.330 cfs	N/A	34.0	82.0	LITTLE SALMON RIVER
78-143D	WR/DECREED	5/15/1906	0.110 cfs	N/A	N/A	N/A	LITTLE SALMON RIVER
78-144B	WR/DECREED	6/15/1920	0.640 cfs	N/A	26.0	82.0	LITTLE SALMON RIVER
78-7238	WR/DECREED	3/25/1983	0.800 cfs	120.0 af	40.0	82.0	UNNAMED STREAM

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>
78-12157	YES	YES	YES	NO	NO	NO
78-12309	NO	YES	YES	NO	NO	NO
78-12357	YES	YES	YES	NO	NO	NO
78-12359	YES	YES	YES	NO	NO	NO
78-142B	NO	YES	YES	NO	NO	NO
78-142E	YES	YES	YES	NO	NO	NO
78-143B	NO	YES	YES	NO	NO	NO
78-143D	YES	YES	YES	NO	NO	NO
78-144B	NO	YES	YES	NO	NO	NO
78-7238	NO	YES	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>
78-12157	78-12407	0.600 cfs	N/A	30.0	82.0	78-12157	0.200 cfs	N/A	N/A	10.0
78-12309	78-12309	0.470 cfs	N/A	72.0	82.0	N/A	N/A	N/A	N/A	N/A
78-12357	78-12410	0.110 cfs	N/A	4.2	82.0	78-12357	0.310 cfs	N/A	N/A	12.6
78-12359	78-12411	0.110 cfs	N/A	5.9	82.0	78-12359	0.010 cfs	N/A	N/A	0.1
78-142B	78-142B	0.520 cfs	N/A	34.0	82.0	N/A	N/A	N/A	N/A	N/A

Transfer No. 78261

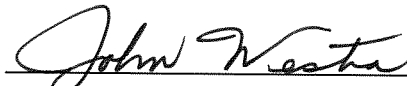
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78-142E	78-12409	0.520 cfs	N/A	30.0	82.0 78-142E	0.170 cfs	N/A	N/A	10.0
78-143B	78-143B	0.330 cfs	N/A	34.0	82.0 N/A	N/A	N/A	N/A	N/A
78-143D	78-12408	0.320 cfs	N/A	30.0	82.0 78-143D	0.110 cfs	N/A	N/A	10.0
78-144B	78-144B	0.640 cfs	N/A	26.0	82.0 N/A	N/A	N/A	N/A	N/A
78-7238	78-7238	0.800 cfs	120.0 af	40.0	82.0 N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		4.310 cfs	N/A	N/A	82.0	N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 21st day of June, 2013.


Western Regional Manager

WATER RIGHT NO. As Modified by Transfer No.

In accordance with the approval of Transfer No. 78261, Water Right No. 78-142B is now described as follows:

Right Holder: MEADOW CREEK RESORT ASSN INC
PO BOX M
NEW MEADOWS, ID 83654

Priority Date: 5/15/1906

Source: LITTLE SALMON RIVER

Tributary: SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 07/01

Diversion Rate

0.520 cfs

0.520 cfs

LOCATION OF POINT(S) OF DIVERSION

LITTLE SALMON RIVER

SESW

Sec 1 Twp 19N Rge 01E ADAMS 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	
19N	01E	2												1.0			8.0		9.0
19N	01E	11	16.0	10.0	2.0	13.0									10.0	8.0	1.0	3.0	63.0
19N	01E	12						5	5										10

Right Acre Limit: 34.0

POU Total Acres: 82.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 78261

WATER RIGHT NO.
As Modified by Transfer No.

CONDITIONS OF APPROVAL

5. This right is limited to the irrigation of 34 acres within the authorized place of use in a single irrigation season.
6. Rights 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411 when combined shall not exceed a total diversion rate of 4.31 cfs, and the irrigation of 82 acres.
7. Rights 78-142B and 78-143B when combined are limited to the irrigation of 34 acres within the place of use described above in a single irrigation season.
8. This right when combined with all other rights shall provide no more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
9. The following rights are diverted through point of diversion described above: 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411.

WATER RIGHT NO. 78-12359

As Modified by Transfer No.

In accordance with the approval of Transfer No. 78261, Water Right No. 78-12359 is now described as follows:

Right Holder: MC NEAL FAMILY PARTNERSHIP
PO BOX 2016
BOISE, ID 83701

Priority Date: 4/1/1927

Source: UNNAMED STREAM

Tributary: LITTLE SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.010 cfs

0.010 cfs

LOCATION OF POINT(S) OF DIVERSION

UNNAMED STREAM

SWNW

Sec 12 Twp 19N Rge 01E ADAMS 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	
19N	01E	12							.1										0.1

POU Total Acres: 0.1

CONDITIONS OF APPROVAL

- 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. 78-12411**As Modified by Transfer No.**

In accordance with the approval of Transfer No. 78261, Water Right No. 78-12411 is now described as follows:

Right Holder: MEADOW CREEK RESORT ASSN INC
PO BOX M
NEW MEADOWS, ID 83654

Priority Date: 4/1/1927

Source: UNNAMED STREAM

Tributary: LITTLE SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.110 cfs

0.110 cfs

LOCATION OF POINT(S) OF DIVERSION

UNNAMED STREAM

SESW

Sec 1 Twp 19N Rge 01E ADAMS 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	
19N	01E	2												1.0			8.0		9.0
19N	01E	11	16.0	10.0	2.0	13.0									10.0	8.0	1.0	3.0	63.0
19N	01E	12						5.0	5.0										10.0

Right Acre Limit: 5.9

POU Total Acres: 82.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 78261

WATER RIGHT NO. 78-12411

As Modified by Transfer No.

CONDITIONS OF APPROVAL

5. This right is limited to the irrigation of 40 acres within the authorized place of use in a single irrigation season.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 6/29/2009.
7. Rights 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411 when combined shall not exceed a total diversion rate of 4.31 cfs, and the irrigation of 82 acres.
8. Diversion of water from the Little Salmon River is limited to those times when water is available for diversion under this right and priority from the Unnamed Stream associated with this right.
9. When notified by the Department, the right holder shall install and maintain a measuring device of a type and location acceptable to the Department to determine the availability of water in the Unnamed Stream associated with this right.
10. This right when combined with all other rights shall provide no more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
11. The following rights are diverted through point of diversion described above: 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411.

WATER RIGHT NO. **As Modified by Transfer No.**

In accordance with the approval of Transfer No. 78261, Water Right No. 78-143B is now described as follows:

Right Holder: MEADOW CREEK RESORT ASSN INC
PO BOX M
NEW MEADOWS, ID 83654

Priority Date: 5/15/1906

Source: LITTLE SALMON RIVER **Tributary:** SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	07/02	to 10/31	0.330 cfs 0.330 cfs

LOCATION OF POINT(S) OF DIVERSION

LITTLE SALMON RIVER SESW Sec 1 Twp 19N Rge 01E ADAMS 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	
19N	01E	2												1.0			8.0		9.0
19N	01E	11	16.0	10.0	2.0	13.0									10.0	8.0	1.0	3.0	63.0
19N	01E	12						5	5										10

Right Acre Limit: 34.0

POU Total Acres: 82.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 78261

WATER RIGHT NO.
As Modified by Transfer No.

CONDITIONS OF APPROVAL

5. This right is limited to the irrigation of 34 acres within the authorized place of use in a single irrigation season.
6. Rights 78-142B and 78-143B when combined are limited to the irrigation of 34 acres within the place of use described above in a single irrigation season.
7. Rights 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411 when combined shall not exceed a total diversion rate of 4.31 cfs, and the irrigation of 82 acres.
8. This right when combined with all other rights shall provide no more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
9. The following rights are diverted through point of diversion described above: 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411.

WATER RIGHT NO. 78-7238**As Modified by Transfer No.**

In accordance with the approval of Transfer No. 78261, Water Right No. 78-7238 is now described as follows:

Right Holder: MEADOW CREEK RESORT ASSN INC
PO BOX M
NEW MEADOWS, ID 83654

Priority Date: 3/25/1983

Source: UNNAMED STREAM

Tributary: LITTLE SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

05/01

To

to 11/01

Diversion Rate

0.800 cfs

0.800 cfs

Diversion Volume

120.0 af

120.0 af

LOCATION OF POINT(S) OF DIVERSION

UNNAMED STREAM

SESW

Sec 1 Twp 19N Rge 01E ADAMS 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	
19N	01E	2												1.0			8.0		9.0
19N	01E	11	16.0	10.0	2.0	13.0									10.0	8.0	1.0	3.0	63.0
19N	01E	12						5	5										10

Right Acre Limit: 40.0

POU Total Acres: 82.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 78261

WATER RIGHT NO. 78-7238
As Modified by Transfer No.

CONDITIONS OF APPROVAL

5. This right is limited to the irrigation of 40 acres within the authorized place of use in a single irrigation season.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 6/29/2009.
7. Rights 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411 when combined shall not exceed a total diversion rate of 4.31 cfs, and the irrigation of 82 acres.
8. Diversion of water from the Little Salmon River is limited to those times when water is available for diversion under this right and priority from the Unnamed Stream associated with this right.
9. When notified by the Department, the right holder shall install and maintain a measuring device of a type and location acceptable to the Department to determine the availability of water in the Unnamed Stream associated with this right.
10. This right when combined with all other rights shall provide no more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
11. The following rights are diverted through point of diversion described above: 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411.

WATER RIGHT NO.
As Modified by Transfer No.

In accordance with the approval of Transfer No. 78261, Water Right No. 78-144B is now described as follows:

Right Holder: MEADOW CREEK RESORT ASSN INC
PO BOX M
NEW MEADOWS, ID 83654

Priority Date: 6/15/1920

Source: LITTLE SALMON RIVER

Tributary: SALMON RIVER

BENEFICIAL USE

IRRIGATION
IRRIGATION

From

04/01
07/02

To

to 07/01
to 10/31

Diversion Rate

0.640 cfs
0.400 cfs
0.640 cfs

LOCATION OF POINT(S) OF DIVERSION

LITTLE SALMON RIVER SESW Sec 1 Twp 19N Rge 01E ADAMS 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	
19N	01E	2												1.0			8.0		9.0
19N	01E	11	16.0	10.0	2.0	13.0									10.0	8.0	1.0	3.0	63.0
19N	01E	12						5	5										10

Right Acre Limit: 26.0

POU Total Acres: 82.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 78261

WATER RIGHT NO.
As Modified by Transfer No.

CONDITIONS OF APPROVAL

5. This right is limited to the irrigation of 26 acres within the authorized place of use in a single irrigation season.
6. Rights 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411 when combined shall not exceed a total diversion rate of 4.31 cfs, and the irrigation of 82 acres.
7. This right when combined with all other rights shall provide no more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
8. The following rights are diverted through point of diversion described above: 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411.

WATER RIGHT NO. 78-12157

As Modified by Transfer No.

In accordance with the approval of Transfer No. 78261, Water Right No. 78-12157 is now described as follows:

Right Holder: MEADOW CREEK PROPERTY OWNERS ASSN
PO BOX 415
NEW MEADOWS, ID 83554

Priority Date: 4/1/1931

Source: LITTLE SALMON RIVER

Tributary: SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.200 cfs

0.200 cfs

LOCATION OF POINT(S) OF DIVERSION

LITTLE SALMON RIVER

NWNE

Sec 23 Twp 19N Rge 01E ADAMS 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	
19N	01E	12										10							10

POU Total Acres: 10.0

CONDITIONS OF APPROVAL

1. 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.
2. Right Nos. 78-142D, 78-143D and 78-12157 are limited to the irrigation of a combined total of 10 acres in a single irrigation season.
3. Water is delivered through the West Side Ditch.

Transfer No. 78261

WATER RIGHT NO. 78-12407

As Modified by Transfer No.

In accordance with the approval of Transfer No. 78261, Water Right No. 78-12407 is now described as follows:

Right Holder: MEADOW CREEK RESORT ASSN INC
PO BOX M
NEW MEADOWS, ID 83654

Priority Date: 4/1/1931

Source: LITTLE SALMON RIVER

Tributary: SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

4 / 1

To

to 10/31

Diversion Rate

0.600 cfs

0.600 cfs

LOCATION OF POINT(S) OF DIVERSION

LITTLE SALMON RIVER

SESW

Sec 1 Twp 19N Rge 01E ADAMS 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	
19N	01E	2													1.0		8.0		9.0
19N	01E	11	16.0	10.0	2.0	13.0									10.0	8.0	1.0	3.0	63.0
19N	01E	12						5.0	5.0										10.0

Right Acre Limit: 30.0

POU Total Acres: 82.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 78261

WATER RIGHT NO. 78-12407
As Modified by Transfer No.

CONDITIONS OF APPROVAL

5. This right is limited to the irrigation of 30 acres within the authorized place of use in a single irrigation season.
6. Rights 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411 when combined shall not exceed a total diversion rate of 4.31 cfs, and the irrigation of 82 acres.
7. Rights 78-12407, 78-12408 and 78-12409 when combined shall not exceed the irrigation of 30 acres.
8. This right when combined with all other rights shall provide no more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
9. The following rights are diverted through point of diversion described above: 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411.

WATER RIGHT NO. **As Modified by Transfer No.**

In accordance with the approval of Transfer No. 78261, Water Right No. 78-143D is now described as follows:

Right Holder: MEADOW CREEK PROPERTY OWNERS ASSN
PO BOX 415
NEW MEADOWS, ID 83654

Priority Date: 5/15/1906

Source: LITTLE SALMON RIVER

Tributary: SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

07/02

To

to 10/31

Diversion Rate

0.110 cfs

0.110 cfs

LOCATION OF POINT(S) OF DIVERSION

LITTLE SALMON RIVER

NWNE

Sec 23 Twp 19N Rge 01E ADAMS 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	
19N	01E	12										10							10

POU Total Acres: 10.0

CONDITIONS OF APPROVAL

1. 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.
2. Right Nos. 78-142D, 78-143D and 78-12157 are limited to the irrigation of a combined total of 10 acres in a single irrigation season.
3. Water is delivered through the West Side Ditch.

Transfer No. 78261

WATER RIGHT NO. 78-12408**As Modified by Transfer No.**

In accordance with the approval of Transfer No. 78261, Water Right No. 78-12408 is now described as follows:

Right Holder: MEADOW CREEK RESORT ASSN INC
PO BOX M
NEW MEADOWS, ID 83654

Priority Date: 5/15/1906

Source: LITTLE SALMON RIVER

Tributary: SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

07/02

To

to 10/31

Diversion Rate

0.320 cfs

0.320 cfs

LOCATION OF POINT(S) OF DIVERSION

LITTLE SALMON RIVER

SESW

Sec 1 Twp 19N Rge 01E ADAMS 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	
19N	01E	2												1.0			8.0		9.0
19N	01E	11	16.0	10.0	2.0	13.0									10.0	8.0	1.0	3.0	63.0
19N	01E	12						5.0	5.0										10.0

Right Acre Limit: 30.0

POU Total Acres: 82.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 78261

WATER RIGHT NO. 78-12408
As Modified by Transfer No.

CONDITIONS OF APPROVAL

5. This right is limited to the irrigation of 30 acres within the authorized place of use in a single irrigation season.
6. Rights 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411 when combined shall not exceed a total diversion rate of 4.31 cfs, and the irrigation of 82 acres.
7. Rights 78-12407, 78-12408 and 78-12409 when combined shall not exceed the irrigation of 30 acres.
8. This right when combined with all other rights shall provide no more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
9. The following rights are diverted through point of diversion described above: 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411.

WATER RIGHT NO.
As Modified by Transfer No.

In accordance with the approval of Transfer No. 78261, Water Right No. 78-142E is now described as follows:

Right Holder: MEADOW CREEK PROPERTY OWNERS ASSN
PO BOX 415
NEW MEADOWS, ID 83554

Priority Date: 5/15/1906

Source: LITTLE SALMON RIVER

Tributary: SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 07/01

Diversion Rate

0.170 cfs

0.170 cfs

LOCATION OF POINT(S) OF DIVERSION

LITTLE SALMON RIVER

NWNE

Sec 23 Twp 19N Rge 01E ADAMS 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	
19N	01E	12										10							10

POU Total Acres: 10.0

CONDITIONS OF APPROVAL

1. 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.
2. Water is delivered through the West Side Ditch.

Transfer No. 78261

WATER RIGHT NO. 78-12409

As Modified by Transfer No.

In accordance with the approval of Transfer No. 78261, Water Right No. 78-12409 is now described as follows:

Right Holder: MEADOW CREEK RESORT ASSN INC
PO BOX M
NEW MEADOWS, ID 83654

Priority Date: 5/15/1906

Source: LITTLE SALMON RIVER

Tributary: SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 07/01

Diversion Rate

0.520 cfs

0.520 cfs

LOCATION OF POINT(S) OF DIVERSION

LITTLE SALMON RIVER SESW Sec 1 Twp 19N Rge 01E ADAMS 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	
19N	01E	2												1.0			8.0		9.0
19N	01E	11	16.0	10.0	2.0	13.0									10.0	8.0	1.0	3.0	63.0
19N	01E	12						5.0	5.0										10.0

Right Acre Limit: 30.0

POU Total Acres: 82.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 78261

WATER RIGHT NO. 78-12409
As Modified by Transfer No.

CONDITIONS OF APPROVAL

5. This right is limited to the irrigation of 30 acres within the authorized place of use in a single irrigation season.
6. Rights 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411 when combined shall not exceed a total diversion rate of 4.31 cfs, and the irrigation of 82 acres.
7. Rights 78-12407, 78-12408 and 78-12409 when combined shall not exceed the irrigation of 30 acres.
8. This right when combined with all other rights shall provide no more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
9. The following rights are diverted through point of diversion described above: 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411.

WATER RIGHT NO. 78-12309
As Modified by Transfer No.

In accordance with the approval of Transfer No. 78261, Water Right No. 78-12309 is now described as follows:

Right Holder: MEADOW CREEK RESORT ASSN INC
 PO BOX M
 NEW MEADOWS, ID 83654

Priority Date: 4/1/1931

Source: LITTLE SALMON RIVER

Tributary: SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	07/02	to 10/31	0.470 cfs
IRRIGATION	04/01	to 07/01	0.280 cfs
			0.470 cfs

LOCATION OF POINT(S) OF DIVERSION

LITTLE SALMON RIVER SESW Sec 1 Twp 19N Rge 01E ADAMS 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	
19N	01E	2												1.0			8.0		9.0
19N	01E	11	16.0	10.0	2.0	13.0									10.0	8.0	1.0	3.0	63.0
19N	01E	12						5	5										10

Right Acre Limit: 72.0

POU Total Acres: 82.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 78261

WATER RIGHT NO. 78-12309
As Modified by Transfer No.

CONDITIONS OF APPROVAL

5. This right is limited to the irrigation of 72 acres within the authorized place of use in a single irrigation season.
6. Rights 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411 when combined shall not exceed a total diversion rate of 4.31 cfs, and the irrigation of 82 acres.
7. This right when combined with all other rights shall provide no more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
8. The following rights are diverted through point of diversion described above: 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411.

WATER RIGHT NO. 78-12357

As Modified by Transfer No.

In accordance with the approval of Transfer No. 78261, Water Right No. 78-12357 is now described as follows:

Right Holder: MC NEAL FAMILY PARTNERSHIP
PO BOX 2016
BOISE, ID 83701

Priority Date: 4/16/1919

Source: LITTLE SALMON RIVER

Tributary: SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.310 cfs

0.310 cfs

LOCATION OF POINT(S) OF DIVERSION

LITTLE SALMON RIVER

NWNE

Sec 23 Twp 19N Rge 01E ADAMS 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	
19N	01E	12						.7	11.9										12.6

POU Total Acres: 12.6

CONDITIONS OF APPROVAL

1. 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.
2. Water is delivered through the West Side Ditch.

WATER RIGHT NO. 78-12410**As Modified by Transfer No.**

In accordance with the approval of Transfer No. 78261, Water Right No. 78-12410 is now described as follows:

Right Holder: MEADOW CREEK RESORT ASSN INC
PO BOX M
NEW MEADOWS, ID 83654

Priority Date: 4/16/1919

Source: LITTLE SALMON RIVER

Tributary: SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.110 cfs

0.110 cfs

LOCATION OF POINT(S) OF DIVERSION

LITTLE SALMON RIVER

SESW

Sec 1 Twp 19N Rge 01E ADAMS 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	
19N	01E	2												1.0			8.0		9.0
19N	01E	11	16.0	10.0	2.0	13.0									10.0	8.0	1.0	3.0	63.0
19N	01E	12						5.0	5.0										10.0

Right Acre Limit: 4.2

POU Total Acres: 82.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 78261

WATER RIGHT NO. 78-12410
As Modified by Transfer No.

CONDITIONS OF APPROVAL

5. This right is limited to the irrigation of 4.2 acres within the authorized place of use in a single irrigation season.
6. Rights 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411 when combined shall not exceed a total diversion rate of 4.31 cfs, and the irrigation of 82 acres.
7. This right when combined with all other rights shall provide no more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
8. The following rights are diverted through point of diversion described above: 78-142B, 78-143B, 78-144B, 78-7238, 78-12309, 78-12407, 78-12408, 78-12409, 78-12410 and 78-12411.

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

**IN THE MATTER OF APPLICATION FOR)
TRANSFER NO. 78261 IN THE NAME OF)
MEADOW CREEK RESORT ASSN INC.)
_____)**

**PRELIMINARY ORDER AMENDING
APPROVAL OF TRANSFER APPLICATION**

FINDINGS OF FACT

1. Meadow Creek Resort Association Inc. (Association) filed Application for Transfer No. 78261 on August 20, 2012.
2. The Association proposed to consolidate eight rights with multiple diversions from the Little Salmon River and two rights from different diversions from the same unnamed stream into a single existing diversion system from the river. The transfer would also reconfigure a permissible place of use to irrigate a golf course with more than 0.02 cfs per acre. An excessive irrigation rate would improve water utilization within the needs of the facility.
3. The transfer was processed without protest and approved by the Idaho Department of Water Resources (Department) on March 22, 2013.
4. The Department identified the source for the two unnamed stream rights as the Little Salmon River. This did not include a condition of approval to prevent enlargement of use and/or injury to other water rights by changing the diversion points from a smaller stream to the larger source of water at the river.
5. Transfer approval did not include the expected condition of approval clarifying that all these rights in the application would be diverted from the same point of diversion.
6. Transfer approval did not include the expected condition of approval clarifying these combined rights in the application would provide no more than 3.0 afa per acre at the field headgate (standard irrigation limit for the place of use).

CONCLUSIONS OF LAW

1. Section 42-222, Idaho Code, authorizes in part a change in point of diversion for a water right but does not sanction a change in source for that water right.
2. Section 42-222, Idaho Code, authorizes the Department to approve a transfer application provided the use of a water right will not be enlarged and the proposed use will not injure other water rights, in addition to other criteria not in question under this amended transfer approval.
3. The Director is authorized to establish Department policy to carry out statutory duties assigned to the Director and to the Department.
4. Department policy provides that, absent other limiting factors, a change in point of diversion from a lesser source to a larger source is approvable if properly conditioned to prevent enlargement of use or injury to other rights.
5. The Department identified the above errors and acted to correct them in a timely manner.

6. The department should amend approval of Application No. 78261 to include the following corrections:

- i. The source for Right Nos. 78-7238 and 78-12411 should be an unnamed stream tributary to the Little Salmon River.
- ii. Right Nos. 78-7238 and 78-12411 should be conditioned to prevent enlargement of use and/or injury to other rights.
- iii. The approval should be conditioned to clarify that all rights are to be diverted from the same point of diversion.
- iv. The approval should be conditioned to clarify that the combined rights should not exceed 3.0 afa per acre at the field headgate.

ORDER

IT IS HEREBY ORDERED that approval of Application No. 78261 in the name of Meadow Creek Resort Association, Inc. is **AMENDED** as defined by the above Conclusion of Law No. 6.

Dated this 18th day of June, 2013

for 

John Westra
Manager, Western Regional Office

CERTIFICATE OF SERVICE

I certify that on this 21st day of JUNE, 2013, I mailed a true and correct copy, postage prepaid, of the foregoing **ORDER** to the person(s) listed below:



Rachel Sommer
Administrative Assistant I

MEADOW CREEK RESORT ASSN INC
PO BOX M
NEW MEADOWS ID 83654

RODNEY H MOORE
1118 HECKATHORN PL
NAMPA ID 83686



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

June 21, 2013

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

MEADOW CREEK RESORT ASSN INC
PO BOX M
NEW MEADOWS ID 83654

Re: Transfer No. 78261
Water Right No's: 78-142B, 78-142E, 78-143B, 78-143D, 78-144B, 78-7238,
78-12157, 78-12309, 78-12357, 78-12359.

Amended Transfer Approval Notice

Dear Water Right Holders:

The Department has enclosed a Preliminary Order amending the approval of transfer application no. 78261 and the approved Amended Transfer of Water Rights.

If you have any questions, please contact this office at 208-334-2190.

Sincerely,

A handwritten signature in black ink that reads "Rachel Sommer". The signature is written in a cursive, flowing style.

Rachel Sommer
Administrative assistant
Western Regional Office

Enclosures

Cc: RODNEY H MOORE, MC NEAL FAMILY PARTNERSHIP, MEADOW CREEK PROPERTY OWNERS ASSN.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 21st day of June, 2013, true and correct copies of the documents described below were served by placing a copy of the same with the United States Postal Service, postage prepaid mail with return receipt requested, and properly addressed to persons listed below:

RE: Transfer No. 78261

**Documents: Preliminary Order
Order Explanatory
Amended Transfer Approval**

MEADOW CREEK RESORT ASSN INC
PO BOX M
NEW MEADOWS ID 83654

RODNEY H MOORE
1118 HECKATHORN PL
NAMPA ID 83686

MC NEAL FAMILY PARTNERSHIP
PO BOX 2016
BOISE ID 83701

MEADOW CREEK PROPERTY OWNERS ASSN
PO BOX 415
NEW MEADOWS ID 83654



Rachel Sommer
Administrative Assistant I

Lester, Steve

From: Rodney Moore [rmoore37@cablone.net]
Sent: Thursday, May 09, 2013 3:38 PM
To: Lester, Steve
Cc: Steve Richerson; Jim Atkinson
Subject: Re: Meadow Creek Resort water right transfer approval

Steve, this email will confirm our telephone conversation of this date re: the above water rights. Per our conversation, the amendments to the water rights are of a department/state statutes "house keeping nature" and will not affect the use of the water rights approved for the Meadow Creek Golf Resort. You stated that when those amendments are completed by IDWR, they will be mailed to us. When we have received same, we will review and, if we have questions, will contact you. With this email, I assume you will proceed with the amendments as discussed.

Thanks for your help, Rodney

P.S. Steve, when you have received these revised water rights @ the MCRA office, let me know. Would you let Kirk know of this although it will have no affect on the current use of the water under these rights by the golf course. Rodney

From: Lester, Steve
Sent: Wednesday, May 08, 2013 2:06 PM
To: rmoore37@cablone.net
Subject: Meadow Creek Resort water right transfer approval

Hello Rodney:

Your transfer to consolidate everything using the river diversion for the golf course was approved recently. I'm glad it worked out without protests or other problems.

Early last week I was reviewing the approval and found some dept. errors that should be corrected. Please give me a call to discuss that when you have a moment.

This won't undermine or otherwise weaken the approval, just wasn't up to code as much as it should have been.

Thanks,

Steve Lester
Water Rights Supervisor
IDWR Western Region
208-334-2190

*PER Additional Review of
transfer Approval 4/29-30/13*

-SL