

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77081**

This is to certify that: ECCLES WINDOW ROCK RANCH LLC
PO BOX 3028
SALT LAKE CITY UT 84110
(801) 246-5329

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 Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-1227A	WR/Decreed	06/01/1883	0.8 cfs	N/A	N/A	15.8	TOWNSEND GULCH
37-2468A	WR/Decreed	02/15/1945	0.69 cfs	N/A	N/A	15.0	LEES GULCH
37-20936	WR/Decreed	06/01/1885	0.6 cfs	N/A	N/A	40.5	BIG WOOD RIVER
37-20938	WR/Decreed	06/01/1886	0.63 cfs	N/A	40.5	40.5	BIG WOOD RIVER
37-20940	WR/Decreed	08/15/1902	1.1 cfs	N/A	40.5	40.5	BIG WOOD RIVER
37-20944	WR/Decreed	06/10/1880	0.25 cfs	N/A	40.5	40.5	BIG WOOD RIVER
37-7745C	WR/Decreed	10/25/1978	0.93 cfs	175 af	N/A	50.0	GROUND WATER

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>
37-1227A	NO	NO	YES	NO	NO	NO
37-2468A	NO	NO	YES	NO	NO	NO
37-20936	NO	NO	YES	NO	NO	NO
37-20938	NO	NO	YES	NO	NO	NO
37-20940	NO	NO	YES	NO	NO	NO
37-20944	NO	NO	YES	NO	NO	NO
37-7745C	NO	NO	YES	NO	NO	NO

SUPPORT DATA

IN FILE # 37-1227A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77081

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
37-1227A	37-1227A	0.8 cfs	N/A	15.8	40.5	N/A	N/A	N/A	N/A	N/A
37-2468A	37-2468A	0.69 cfs	N/A	15.0	40.5	N/A	N/A	N/A	N/A	N/A
37-20936	37-20936	0.6 cfs	N/A	40.5	40.5	N/A	N/A	N/A	N/A	N/A
37-20938	37-20938	0.63 cfs	N/A	40.5	40.5	N/A	N/A	N/A	N/A	N/A
37-20940	37-20940	1.1 cfs	N/A	40.5	40.5	N/A	N/A	N/A	N/A	N/A
37-20944	37-20944	0.25 cfs	N/A	40.5	40.5	N/A	N/A	N/A	N/A	N/A
37-7745C	37-7745C	0.81 cfs	142 af	40.5	40.5	N/A	N/A	N/A	N/A	N/A
COMBINED										
TOTALS		4.88 cfs	N/A	40.5	40.5	N/A	N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 25th day of October, 20 12



Southern Region Manager

WATER RIGHT NO. 37-1227A
As Modified by Transfer No. 77081

In accordance with the approval of Transfer No. 77081, Water Right No. 37-1227A is now described as follows.

Right Holder: ECCLES WINDOW ROCK RANCH LLC
 PO BOX 3028
 SALT LAKE CITY UT 84110

Priority Date: June 01, 1883

Source: TOWNSEND GULCH **Tributary:** BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	0.80 CFS
			0.80 CFS

LOCATION OF POINT(S) OF DIVERSION:

TOWNSEND GULCH SWSENE Sec. 2 Twp 01N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01N	18E	2	17.0	9.5		14.0													40.5
			L 1	L 2															

Total Acres: 40.5

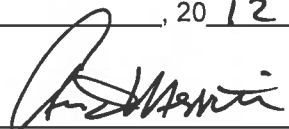
WATER RIGHT NO. 37-1227A
As Modified by Transfer No. 77081

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 15.8 acres within the authorized place of use in a single irrigation season.
2. Rights 37-1227A, 37-2468A, 37-7745C, 37-20936, 37-20938, 37-20940, and 37-20944 when combined shall not exceed the irrigation of 40.5 acres.
3. 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.
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. 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. The right holder shall accomplish the change authorized by this transfer within one year 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.
8. 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.

This water right 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.

Dated this 25th day of October, 20 12



Southern Region Manager

WATER RIGHT NO. 37-2468A
As Modified by Transfer No. 77081

In accordance with the approval of Transfer No. 77081, Water Right No. 37-2468A is now described as follows.

Right Holder: ECCLES WINDOW ROCK RANCH LLC
 PO BOX 3028
 SALT LAKE CITY UT 84110

Priority Date: February 15, 1945

Source: LEES GULCH

Tributary: BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	0.69 CFS
			0.69 CFS

LOCATION OF POINT(S) OF DIVERSION:

LEES GULCH L2 (NENWNE) Sec. 2 Twp 01N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01N	18E	2	17.0	9.5		14.0													40.5
			L 1	L 2															

Total Acres: 40.5

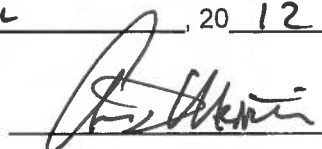
WATER RIGHT NO. 37-2468A
As Modified by Transfer No. 77081

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 15 acres within the authorized place of use in a single irrigation season.
2. Rights 37-1227A, 37-2468A, 37-7745C, 37-20936, 37-20938, 37-20940, and 37-20944 when combined shall not exceed the irrigation of 40.5 acres.
3. 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.
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. 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. The right holder shall accomplish the change authorized by this transfer within one year 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.
8. 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.

This water right 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.

Dated this 25th day of October, 20 12


Southern Region Manager

WATER RIGHT NO. 37-20936
As Modified by Transfer No. 77081

In accordance with the approval of Transfer No. 77081, Water Right No. 37-20936 is now described as follows.

Right Holder: ECCLES WINDOW ROCK RANCH LLC
 PO BOX 3028
 SALT LAKE CITY UT 84110

Priority Date: June 01, 1885

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	0.60 CFS
			0.60 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER L1 (SWNENE) Sec. 2 Twp 01N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	18E	2	17.0	9.5		14.0													40.5
			L 1	L 2															

Total Acres: 40.5

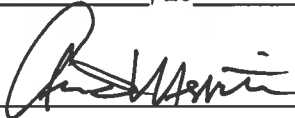
WATER RIGHT NO. 37-20936
As Modified by Transfer No. 77081

CONDITIONS OF APPROVAL

1. Rights 37-1227A, 37-2468A, 37-7745C, 37-20936, 37-20938, 37-20940, and 37-20944 when combined shall not exceed the irrigation of 40.5 acres.
2. 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.
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. 37.
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. Source is known locally as the Broadford Slough.
6. The point of diversion is located in Lot 3 of the Forest Williams Subdivision, and is known as the #42-P2 pump.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.

This water right 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.

Dated this 25th day of October, 20 12



Southern Region Manager

WATER RIGHT NO. 37-20938
As Modified by Transfer No. 77081

In accordance with the approval of Transfer No. 77081, Water Right No. 37-20938 is now described as follows.

Right Holder: ECCLES WINDOW ROCK RANCH LLC
 PO BOX 3028
 SALT LAKE CITY UT 84110

Priority Date: June 01, 1886

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	0.63 CFS
			0.63 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER L1 (SWNE) Sec. 2 Twp 01N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	18E	2	17.0	9.5		14.0													40.5
			L 1	L 2															

Total Acres: 40.5

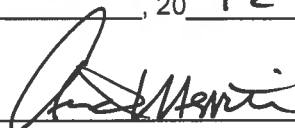
WATER RIGHT NO. 37-20938
As Modified by Transfer No. 77081

CONDITIONS OF APPROVAL

1. Rights 37-1227A, 37-2468A, 37-7745C, 37-20936, 37-20938, 37-20940, and 37-20944 when combined shall not exceed the irrigation of 40.5 acres.
2. 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.
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. 37.
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 point of diversion is located in Lot 3 of the Forest Williams Subdivision, and is known as the #42-P2 pump.
6. Source is known locally as the Broadford Slough.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.

This water right 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.

Dated this 25th day of October, 20 12



Southern Region Manager

WATER RIGHT NO. 37-20940
As Modified by Transfer No. 77081

In accordance with the approval of Transfer No. 77081, Water Right No. 37-20940 is now described as follows.

Right Holder: ECCLES WINDOW ROCK RANCH LLC
 PO BOX 3028
 SALT LAKE CITY UT 84110

Priority Date: August 15, 1902

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	1.10 CFS
			1.10 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER L1 (SWNENE) Sec. 2 Twp 01N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
01N	18E	2	17.0	9.5		14.0													40.5
			L 1	L 2															

Total Acres: 40.5

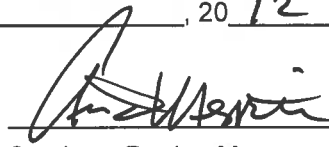
WATER RIGHT NO. 37-20940
As Modified by Transfer No. 77081

CONDITIONS OF APPROVAL

1. Rights 37-1227A, 37-2468A, 37-7745C, 37-20936, 37-20938, 37-20940, and 37-20944 when combined shall not exceed the irrigation of 40.5 acres.
2. 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.
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. 37.
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 point of diversion is located in Lot 3 of the Forest Williams Subdivision, and is known as the #42-P2 pump.
6. Source is known locally as the Broadford Slough.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.

This water right 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.

Dated this 25th day of October, 20 12



Southern Region Manager

WATER RIGHT NO. 37-20944
As Modified by Transfer No. 77081

In accordance with the approval of Transfer No. 77081, Water Right No. 37-20944 is now described as follows.

Right Holder: ECCLES WINDOW ROCK RANCH LLC
 PO BOX 3028
 SALT LAKE CITY UT 84110

Priority Date: June 10, 1880

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 11/01	0.25 CFS
			0.25 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER L1 (SWNE) Sec. 2 Twp 01N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	18E	2	17.0	9.5		14.0													40.5
			L 1	L 2															

Total Acres: 40.5

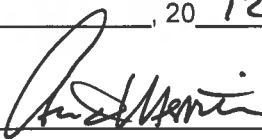
WATER RIGHT NO. 37-20944
As Modified by Transfer No. 77081

CONDITIONS OF APPROVAL

1. Rights 37-1227A, 37-2468A, 37-7745C, 37-20936, 37-20938, 37-20940, and 37-20944 when combined shall not exceed the irrigation of 40.5 acres.
2. 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.
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. 37.
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. Source is known locally as the Broadford Slough.
6. The point of diversion is located in Lot 3 of the Forest Williams Subdivision, and is known as the #42-P2 pump.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.

This water right 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.

Dated this 25th day of October, 20 12



Southern Region Manager

WATER RIGHT NO. 37-7745C
As Modified by Transfer No. 77081

In accordance with the approval of Transfer No. 77081, Water Right No. 37-7745C is now described as follows.

Right Holder: ECCLES WINDOW ROCK RANCH LLC
 PO BOX 3028
 SALT LAKE CITY UT 84110

Priority Date: October 25, 1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.81 CFS	142.0 AF
			0.81 CFS	142.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L1 (SENENE) Sec. 2 Twp 01N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	18E	2	17.0	9.5		14.0													40.5
			L 1	L 2															

Total Acres: 40.5

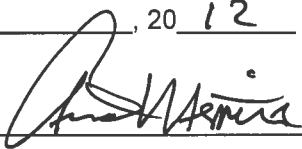
WATER RIGHT NO. 37-7745C
As Modified by Transfer No. 77081

CONDITIONS OF APPROVAL

1. Rights 37-1227A, 37-2468A, 37-7745C, 37-20936, 37-20938, 37-20940, and 37-20944 when combined shall not exceed the irrigation of 40.5 acres.
2. 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.
3. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.
4. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
5. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
6. 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.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.

This water right 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.

Dated this 25th day of October, 2012


Southern Region Manager

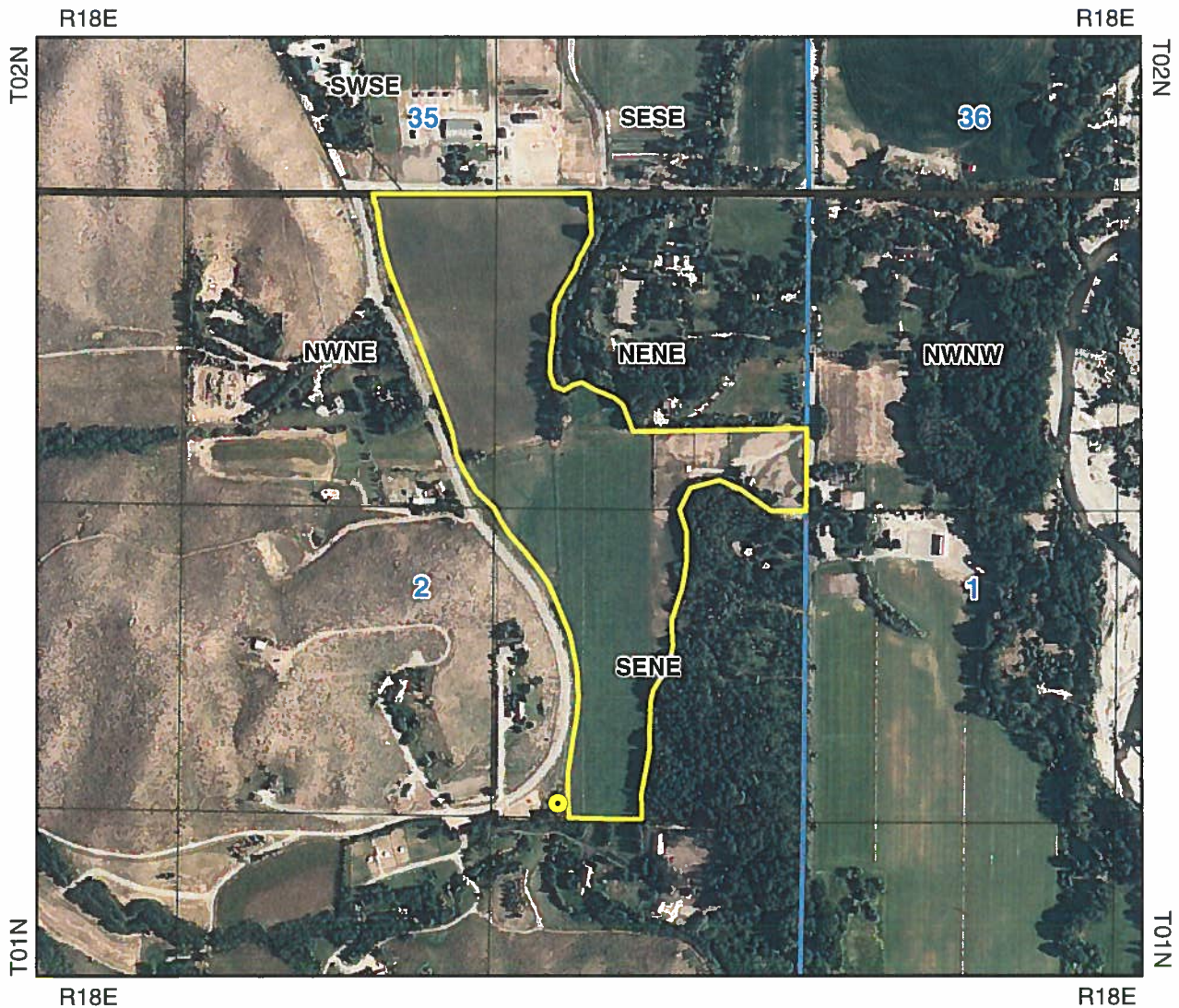
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 77081

Rights: 37-1227A

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 0.075 0.15 0.3 Miles

-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters



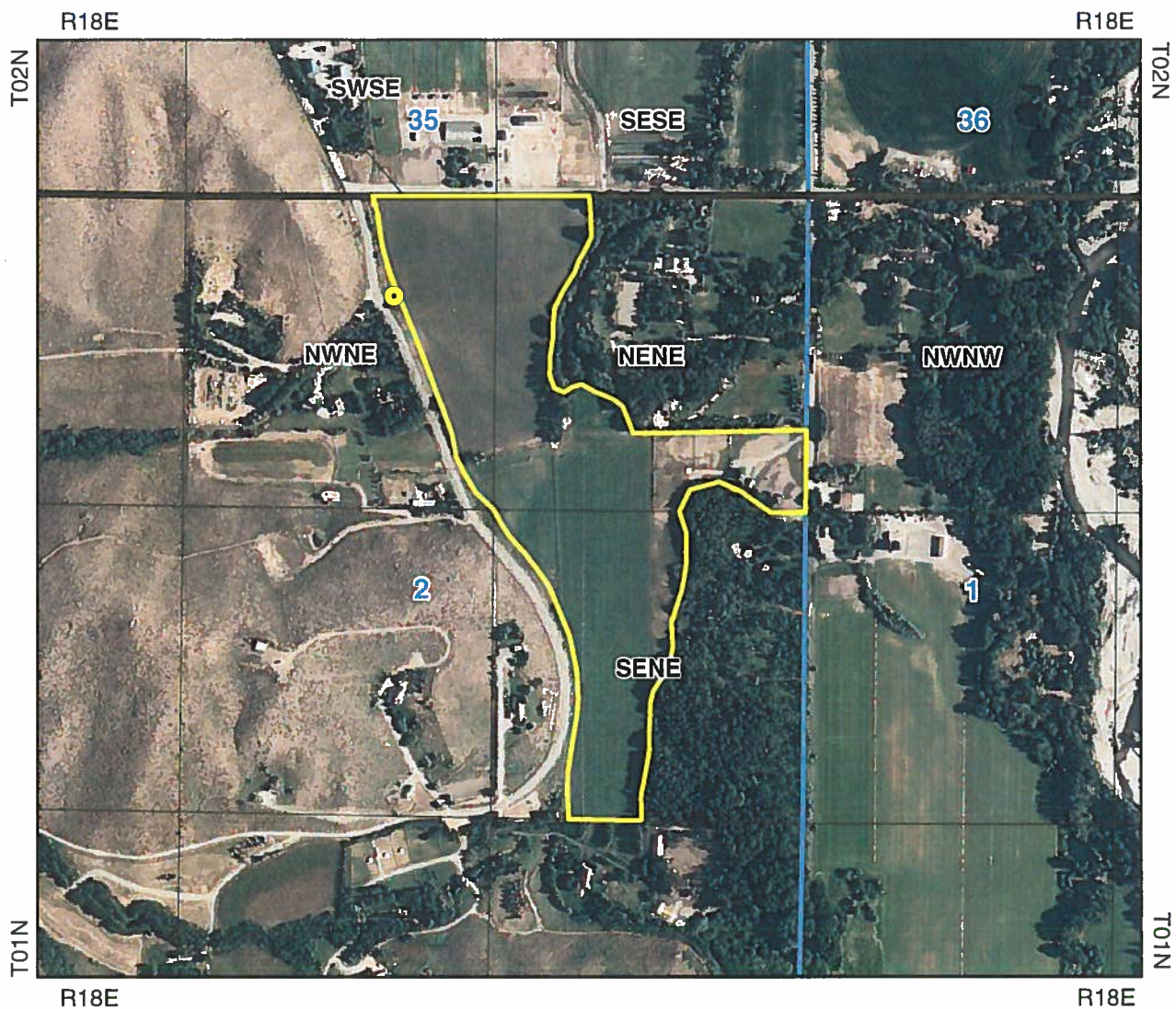
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 77081

Rights: 37-2468A

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 0.075 0.15 0.3 Miles

- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters



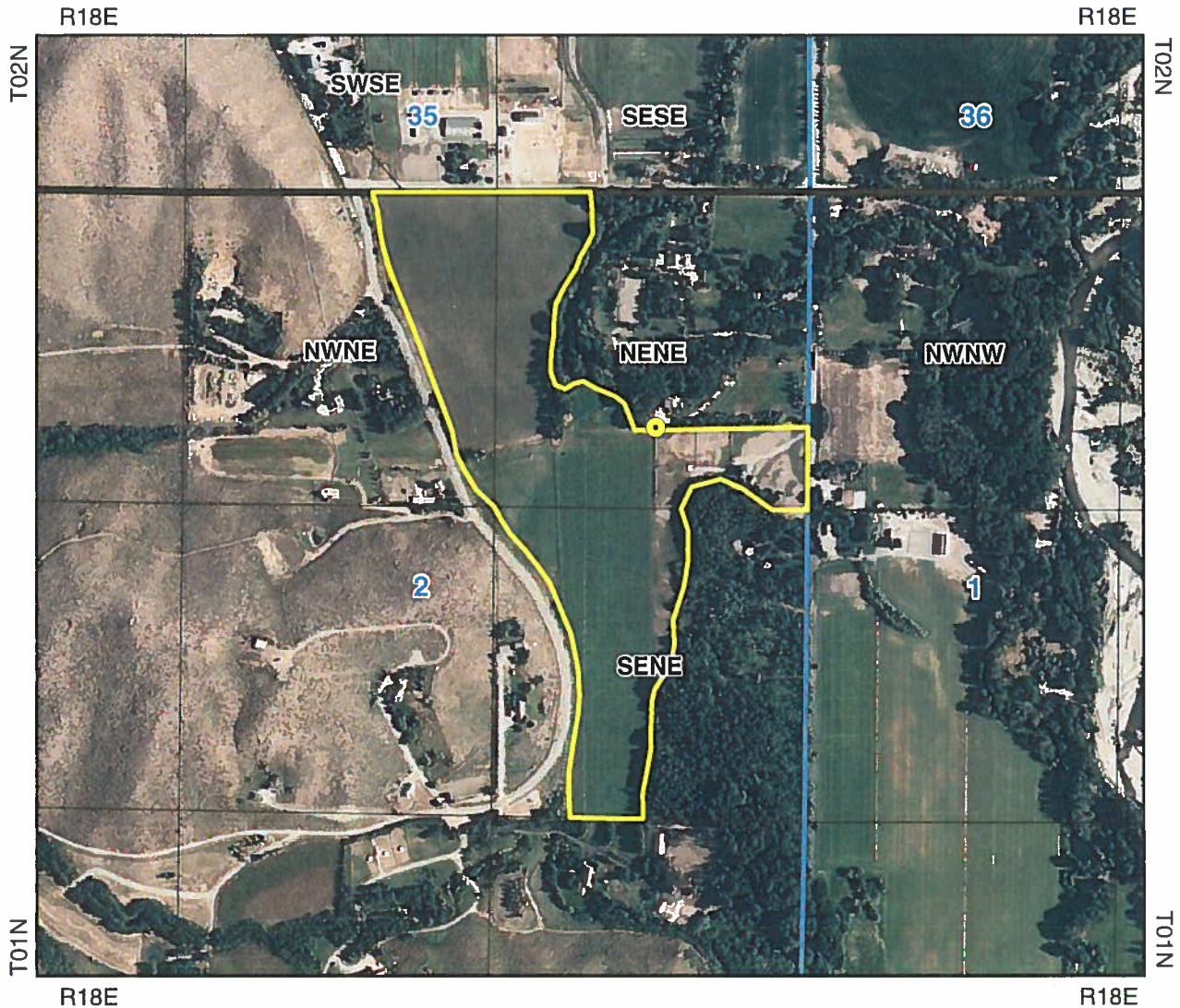
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 77081

Rights: 37-7745C

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 0.075 0.15 0.3 Miles

- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters



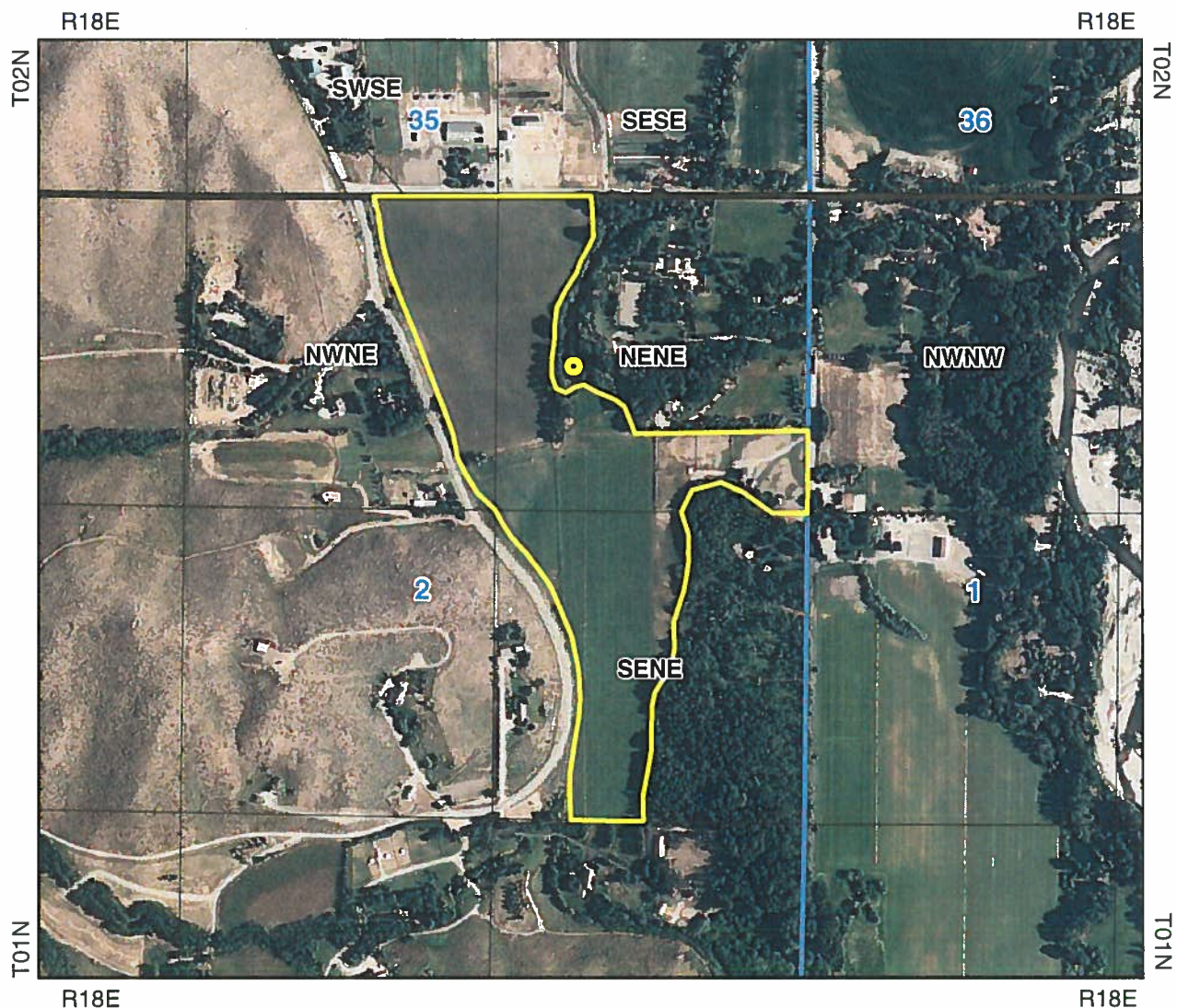
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 77081

Rights: 37-20936, 37-20938, 37-20940, 37-20944

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 0.075 0.15 0.3 Miles

- Point of Diversion
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