

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77856

This is to certify that: CAROL ROSS Or
ROCKY ROSS
PO BOX 10
HOWE ID 83244
(208)767-3124

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>
33-61	WR/Decreed	04/01/1885	0.4 cfs	146 af	20.0	160.0	SPRING CREEK, UNNAMED STREAM
33-62	WR/Decreed	06/01/1891	1.3 cfs	474.5 af	65.0	160.0	SPRING CREEK, UNNAMED STREAM
33-63	WR/Decreed	04/01/1888	1.0 cfs	365 af	50.0	160.0	SPRING CREEK, UNNAMED STREAM
33-64	WR/Decreed	05/25/1891	0.5 cfs	182.5 af	25.0	160.0	SPRING CREEK, UNNAMED STREAM
33-2096	WR/Decreed	09/26/1960	2.48 cfs	435 af	N/A	124.0	GROUND WATER
33-7010	WR/Decreed	07/02/1990	1.6 cfs	240 af	N/A	80.0	GROUND WATER
33-7191	WR/License	07/02/1990	1.34 cfs	234.5 af	67.0	135.4	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>
33-61	YES	NO	YES	NO	NO	NO
33-62	YES	NO	YES	NO	NO	NO
33-63	YES	NO	YES	NO	NO	NO
33-64	YES	NO	YES	NO	NO	NO
33-2096	NO	NO	YES	NO	NO	NO
33-7010	NO	NO	YES	NO	NO	NO
33-7191	NO	NO	YES	NO	NO	NO

SUPPORT DATA
IN FILE # 33-61

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77856

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
33-61	33-14935	0.22 cfs	80.3 af	11.0	326.0	33-14934	0.18 cfs	65.7 af	9.0	70.0
33-62	33-14937	0.74 cfs	270.1 af	37.0	326.0	33-14936	0.56 cfs	204.4 af	28.0	70.0
33-63	33-14939	0.56 cfs	204.4 af	28.0	326.0	33-14938	0.44 cfs	160.6 af	22.0	70.0
33-64	33-14941	0.28 cfs	102.2 af	14.0	326.0	33-14940	0.22 cfs	80.3 af	11.0	70.0
33-2096	33-2096	2.48 cfs	435 af	179.0	326.0		N/A	N/A	N/A	N/A
33-7010	33-7010	1.6 cfs	240 af	80.0	326.0		N/A	N/A	N/A	N/A
33-7191	33-7191	1.34 cfs	234.5 af	67.0	326.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		6.52 cfs	N/A	N/A	326.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 5th day of July, 2012


Water Resources Program Manager

WATER RIGHT NO. 33-2096
As Modified by Transfer No. 77856

In accordance with the approval of Transfer No. 77856, Water Right No. 33-2096 is now described as follows.

Right Holder: CAROL ROSS Or
 ROCKY ROSS
 PO BOX 10
 HOWE ID 83244

Or

BILLIE PHILLIPS Or
 DONALD R PHILLIPS
 PO BOX 5
 HOWE ID 83244

Priority Date: September 26, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	2.48 CFS	435.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENESE Sec. 17 Twp 07N Rge 28E BUTTE 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	
07N	28E	16							1.0			30.5	31.0	2.0					64.5
07N	28E	17				.5								33.0	36.0	9.5	1.0		80.0
07N	28E	20	37.0			18.0													55.0
07N	28E	21					7.0	26.0	35.0	21.0	33.5	4.0							126.5

Total Acres: 326

WATER RIGHT NO. 33-2096
As Modified by Transfer No. 77856

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 179 acres within the authorized place of use in a single irrigation season.
2. Rights 33-2096, 33-14935, 33-14937, 33-14939 and 33-14941 when combined shall not exceed a total diversion rate of 3.58 cfs, a total annual maximum diversion volume of 626.5 af at the field headgate, and the irrigation of 179 acres.
3. Rights 33-7010, 33-2096, 33-7191, 33-14935, 33-14937, 33-14939 and 33-14941 when combined shall not exceed the irrigation of 326 acres.
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.
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 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 5th day of July, 2012



Water Resources Program Manager

WATER RIGHT NO. 33-7010
As Modified by Transfer No. 77856

In accordance with the approval of Transfer No. 77856, Water Right No. 33-7010 is now described as follows.

Right Holder: CAROL ROSS Or
 ROCKY ROSS
 PO BOX 10
 HOWE ID 83244

Or

BILLIE PHILLIPS Or
 DONALD R PHILLIPS
 PO BOX 5
 HOWE ID 83244

Priority Date: July 02, 1990

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/15	1.60 CFS	240.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENWSW Sec. 21 Twp 07N Rge 28E BUTTE 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	
07N	28E	16							1.0			30.5	31.0	2.0					64.5
07N	28E	17				.5								33.0	36.0	9.5	1.0		80.0
07N	28E	20	37.0			18.0													55.0
07N	28E	21					7.0	26.0	35.0	21.0	33.5	4.0							126.5

Total Acres: 326

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
2. Rights 33-7010 and 33-7191 when combined shall not exceed a total diversion rate of 2.33 cfs, and a total annual maximum diversion volume of 474.5 af at the field headgate.
3. Rights 33-7010, 33-2096, 33-7191, 33-14935, 33-14937, 33-14939 and 33-14941 when combined shall not exceed the irrigation of 326 acres.

WATER RIGHT NO. 33-7010
As Modified by Transfer No. 77856

CONDITIONS OF APPROVAL

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.
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 use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than March 19, 2001.
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 5th day of July, 20 12


Water Resources Program Manager

WATER RIGHT NO. 33-14934
As Modified by Transfer No. 77856

In accordance with the approval of Transfer No. 77856, Water Right No. 33-14934 is now described as follows.

Right Holder: CAROL ROSS OR
 ROCKY ROSS
 PO BOX 10
 HOWE ID 83244

OR

BILLIE PHILLIPS OR
 DONALD R PHILLIPS
 PO BOX 5
 HOWE ID 83244

Priority Date: April 01, 1885

Source: SPRING CREEK
 UNNAMED STREAM

Tributary: LITTLE LOST RIVER
 LITTLE LOST RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.18 CFS	65.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING CREEK	NENWNE	Sec. 17 Twp 07N Rge 28E BUTTE County
UNNAMED STREAM	NWNW	Sec. 21 Twp 07N Rge 28E BUTTE 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	
07N	28E	17		4.0	18.0		4.0			7.0						18.0	10.0		61.0
07N	28E	20				9.0													9.0

Total Acres: 70

WATER RIGHT NO. 33-14934
As Modified by Transfer No. 77856

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 9 acres within the authorized place of use in a single irrigation season.
2. Rights 33-14934, 33-14936, 33-14938 and 33-14940 when combined shall not exceed a total annual maximum diversion volume of 245 af at the field headgate, and the irrigation of 70 acres.
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.

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 5th day of July, 20 12


Water Resources Program Manager

WATER RIGHT NO. 33-14935
As Modified by Transfer No. 77856

In accordance with the approval of Transfer No. 77856, Water Right No. 33-14935 is now described as follows.

Right Holder: CAROL ROSS OR
 ROCKY ROSS
 PO BOX 10
 HOWE ID 83244

OR

BILLIE PHILLIPS OR
 DONALD R PHILLIPS
 PO BOX 5
 HOWE ID 83244

Priority Date: April 01, 1885

Source: SPRING CREEK
 UNNAMED STREAM

Tributary: LITTLE LOST RIVER
 LITTLE LOST RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.22 CFS	80.3 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING CREEK	NENWNE	Sec. 17 Twp 07N Rge 28E BUTTE County
UNNAMED STREAM	NWNW	Sec. 21 Twp 07N Rge 28E BUTTE 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	
07N	28E	16							1.0			30.5	31.0	2.0					64.5
07N	28E	17				.5								33.0	36.0	9.5	1.0		80.0
07N	28E	20	37.0			18.0													55.0
07N	28E	21					7.0	26.0	35.0	21.0	33.5	4.0							126.5

Total Acres: 326

WATER RIGHT NO. 33-14935
As Modified by Transfer No. 77856

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 11 acres within the authorized place of use in a single irrigation season.
2. Rights 33-2096, 33-14935, 33-14937, 33-14939 and 33-14941 when combined shall not exceed a total diversion rate of 3.58 cfs, a total annual maximum diversion volume of 626.5 af at the field headgate, and the irrigation of 179 acres.
3. Rights 33-14935, 33-14937, 33-14939 and 33-14941 when combined shall not exceed a total annual maximum diversion volume of 315 af at the field headgate, and the irrigation of 90 acres.
4. Rights 33-7010, 33-2096, 33-7191, 33-14935, 33-14937, 33-14939 and 33-14941 when combined shall not exceed the irrigation of 326 acres.
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. 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. 33.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 5th day of July, 20 12


Water Resources Program Manager

WATER RIGHT NO. 33-14936
As Modified by Transfer No. 77856

In accordance with the approval of Transfer No. 77856, Water Right No. 33-14936 is now described as follows.

Right Holder: DONALD R PHILLIPS Or
 BILLIE PHILLIPS
 PO BOX 5
 HOWE ID 83244

Or

ROCKY ROSS Or
 CAROL ROSS
 PO BOX 10
 HOWE ID 83244

Priority Date: June 01, 1891

Source: SPRING CREEK
 UNNAMED STREAM

Tributary: LITTLE LOST RIVER
 LITTLE LOST RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.56 CFS	204.4 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING CREEK	NENWNE	Sec. 17 Twp 07N Rge 28E BUTTE County
UNNAMED STREAM	NWNW	Sec. 21 Twp 07N Rge 28E BUTTE 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	
07N	28E	17		4.0	18.0		4.0			7.0						18.0	10.0		61.0
07N	28E	20				9.0													9.0

Total Acres: 70

WATER RIGHT NO. 33-14936
As Modified by Transfer No. 77856

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 28 acres within the authorized place of use in a single irrigation season.
2. Rights 33-14934, 33-14936, 33-14938 and 33-14940 when combined shall not exceed a total annual maximum diversion volume of 245 af at the field headgate, and the irrigation of 70 acres.
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.

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 5th day of July, 20 12


Water Resources Program Manager

WATER RIGHT NO. 33-14937
As Modified by Transfer No. 77856

In accordance with the approval of Transfer No. 77856, Water Right No. 33-14937 is now described as follows.

Right Holder: CAROL ROSS Or
 ROCKY ROSS
 PO BOX 10
 HOWE ID 83244

Or

BILLIE PHILLIPS Or
 DONALD R PHILLIPS
 PO BOX 5
 HOWE ID 83244

Priority Date: June 01, 1891

Source: SPRING CREEK
 UNNAMED STREAM

Tributary: LITTLE LOST RIVER
 LITTLE LOST RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.74 CFS	270.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING CREEK	NENWNE	Sec. 17 Twp 07N Rge 28E BUTTE County
UNNAMED STREAM	NWNW	Sec. 21 Twp 07N Rge 28E BUTTE County

PLACE OF USE:

<u>PLACE OF USE:</u>			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>		
07N	28E	16							1.0			30.5	31.0	2.0					64.5	
07N	28E	17				.5								33.0	36.0	9.5	1.0		80.0	
07N	28E	20	37.0			18.0													55.0	
07N	28E	21					7.0	26.0	35.0	21.0	33.5	4.0							126.5	

Total Acres: 326

WATER RIGHT NO. 33-14937
As Modified by Transfer No. 77856

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 37 acres within the authorized place of use in a single irrigation season.
2. Rights 33-14935, 33-14937, 33-14939 and 33-14941 when combined shall not exceed a total annual maximum diversion volume of 315 af at the field headgate, and the irrigation of 90 acres.
3. Rights 33-2096, 33-14935, 33-14937, 33-14939 and 33-14941 when combined shall not exceed a total diversion rate of 3.58 cfs, a total annual maximum diversion volume of 626.5 af at the field headgate, and the irrigation of 179 acres.
4. Rights 33-7010, 33-2096, 33-7191, 33-14935, 33-14937, 33-14939 and 33-14941 when combined shall not exceed the irrigation of 326 acres.
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. 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. 33.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 5th day of July, 20 12


Water Resources Program Manager

WATER RIGHT NO. 33-14938
As Modified by Transfer No. 77856

In accordance with the approval of Transfer No. 77856, Water Right No. 33-14938 is now described as follows.

Right Holder: CAROL ROSS OR
 ROCKY ROSS
 PO BOX 10
 HOWE ID 83244

OR

BILLIE PHILLIPS OR
 DONALD R PHILLIPS
 PO BOX 5
 HOWE ID 83244

Priority Date: April 01, 1888

Source: SPRING CREEK
 UNNAMED STREAM

Tributary: LITTLE LOST RIVER
 LITTLE LOST RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to	11/01	0.44 CFS	160.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING CREEK	NENWNE	Sec. 17 Twp 07N Rge 28E BUTTE County
UNNAMED STREAM	NWNW	Sec. 21 Twp 07N Rge 28E BUTTE 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	
07N	28E	17		4.0	18.0		4.0			7.0						18.0	10.0		61.0
07N	28E	20				9.0													9.0

Total Acres: 70

WATER RIGHT NO. 33-14938
As Modified by Transfer No. 77856

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 22 acres within the authorized place of use in a single irrigation season.
2. Rights 33-14934, 33-14936, 33-14938 and 33-14940 when combined shall not exceed a total annual maximum diversion volume of 245 af at the field headgate, and the irrigation of 70 acres.
3. The quantity of water that may be delivered at the points of diversion described is .40 cfs. This reduction in quantity is due to the historical practice of assessing a conveyance loss for the delivery of the right.
4. 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 5th day of July, 20 12


Water Resources Program Manager

WATER RIGHT NO. 33-14939
As Modified by Transfer No. 77856

In accordance with the approval of Transfer No. 77856, Water Right No. 33-14939 is now described as follows.

Right Holder: CAROL ROSS Or
 ROCKY ROSS
 PO BOX 10
 HOWE ID 83244

Or

BILLIE PHILLIPS Or
 DONALD R PHILLIPS
 PO BOX 5
 HOWE ID 83244

Priority Date: April 01, 1888

Source: SPRING CREEK
 UNNAMED STREAM

Tributary: LITTLE LOST RIVER
 LITTLE LOST RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.56 CFS	204.4 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING CREEK	NENWNE	Sec. 17 Twp 07N Rge 28E BUTTE County
UNNAMED STREAM	NWNW	Sec. 21 Twp 07N Rge 28E BUTTE 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	
07N 28E 16							1.0				30.5	31.0	2.0				64.5
07N 28E 17				.5								33.0	36.0	9.5	1.0		80.0
07N 28E 20	37.0			18.0													55.0
07N 28E 21					7.0	26.0	35.0	21.0	33.5	4.0							126.5

Total Acres: 326

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 28 acres within the authorized place of use in a single irrigation season.
2. Rights 33-14935, 33-14937, 33-14939 and 33-14941 when combined shall not exceed a total annual maximum diversion volume of 315 af at the field headgate, and the irrigation of 90 acres.
3. Rights 33-2096, 33-14935, 33-14937, 33-14939 and 33-14941 when combined shall not exceed a total diversion rate of 3.58 cfs, a total annual maximum diversion volume of 626.5 af at the field headgate, and the irrigation of 179 acres.

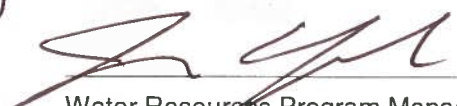
WATER RIGHT NO. 33-14939
As Modified by Transfer No. 77856

CONDITIONS OF APPROVAL

4. Rights 33-7010, 33-2096, 33-7191, 33-14935, 33-14937, 33-14939 and 33-14941 when combined shall not exceed the irrigation of 326 acres.
5. The quantity of water that may be delivered at the points of diversion described is .50 cfs. This reduction in quantity is due to the historical practice of assessing a conveyance loss for the delivery of the right.
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. 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. 33.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
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.

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 5th day of July, 2012


Water Resources Program Manager

WATER RIGHT NO. 33-14940
As Modified by Transfer No. 77856

In accordance with the approval of Transfer No. 77856, Water Right No. 33-14940 is now described as follows.

Right Holder: CAROL ROSS OR
 ROCKY ROSS
 PO BOX 10
 HOWE ID 83244

OR

BILLIE PHILLIPS OR
 DONALD R PHILLIPS
 PO BOX 5
 HOWE ID 83244

Priority Date: May 25, 1891

Source: SPRING CREEK
 UNNAMED STREAM

Tributary: LITTLE LOST RIVER
 LITTLE LOST RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.22 CFS	80.3 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING CREEK	NENWNE	Sec. 17 Twp 07N	Rge 28E	BUTTE County
UNNAMED STREAM	NWNW	Sec. 21 Twp 07N	Rge 28E	BUTTE 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	
07N	28E	17		4.0	18.0		4.0			7.0						18.0	10.0		61.0
07N	28E	20				9.0													9.0

Total Acres: 70

WATER RIGHT NO. 33-14940
As Modified by Transfer No. 77856

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 11 acres within the authorized place of use in a single irrigation season.
2. Rights 33-14934, 33-14936, 33-14938 and 33-14940 when combined shall not exceed a total annual maximum diversion volume of 245 af at the field headgate, and the irrigation of 70 acres.
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.

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 5th day of July, 20 12


Water Resources Program Manager

WATER RIGHT NO. 33-14941
As Modified by Transfer No. 77856

In accordance with the approval of Transfer No. 77856, Water Right No. 33-14941 is now described as follows.

Right Holder: CAROL ROSS Or
 ROCKY ROSS
 PO BOX 10
 HOWE ID 83244

Or

BILLIE PHILLIPS Or
 DONALD R PHILLIPS
 PO BOX 5
 HOWE ID 83244

Priority Date: May 25, 1891

Source: SPRING CREEK
 UNNAMED STREAM

Tributary: LITTLE LOST RIVER
 LITTLE LOST RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.28 CFS	102.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING CREEK	NENWNE	Sec. 17 Twp 07N Rge 28E BUTTE County
UNNAMED STREAM	NWNW	Sec. 21 Twp 07N Rge 28E BUTTE 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	
07N	28E	16							1.0			30.5	31.0	2.0					64.5
07N	28E	17				.5								33.0	36.0	9.5	1.0		80.0
07N	28E	20	37.0			18.0													55.0
07N	28E	21					7.0	26.0	35.0	21.0	33.5	4.0							126.5

Total Acres: 326

WATER RIGHT NO. 33-14941
As Modified by Transfer No. 77856

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 14 acres within the authorized place of use in a single irrigation season.
2. Rights 33-14935, 33-14937, 33-14939 and 33-14941 when combined shall not exceed a total annual maximum diversion volume of 315 af at the field headgate, and the irrigation of 90 acres.
3. Rights 33-2096, 33-14935, 33-14937, 33-14939 and 33-14941 when combined shall not exceed a total diversion rate of 3.58 cfs, a total annual maximum diversion volume of 626.5 af at the field headgate, and the irrigation of 179 acres.
4. Rights 33-7010, 33-2096, 33-7191, 33-14935, 33-14937, 33-14939 and 33-14941 when combined shall not exceed the irrigation of 326 acres.
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. 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. 33.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 5th day of July, 2012


Water Resources Program Manager

WATER RIGHT NO. 33-7191
As Modified by Transfer No. 77856

In accordance with the approval of Transfer No. 77856, Water Right No. 33-7191 is now described as follows.

Right Holder: CAROL ROSS Or
 ROCKY ROSS
 PO BOX 10
 HOWE ID 83244

Or

BILLIE PHILLIPS Or
 DONALD R PHILLIPS
 PO BOX 5
 HOWE ID 83244

Priority Date: July 02, 1990

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/31	1.34 CFS	234.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSW Sec. 21 Twp 07N Rge 28E BUTTE 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	
07N	28E	16							1.0			30.5	31.0	2.0					64.5
07N	28E	17				.5								33.0	36.0	9.5	1.0		80.0
07N	28E	20	37.0			18.0													55.0
07N	28E	21					7.0	26.0	35.0	21.0	33.5	4.0							126.5

Total Acres: 326

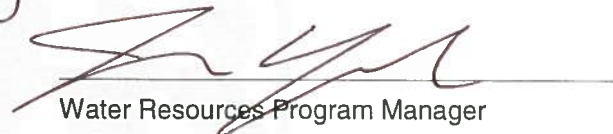
WATER RIGHT NO. 33-7191
As Modified by Transfer No. 77856

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 67 acres within the authorized place of use in a single irrigation season.
2. Rights 33-7010 and 33-7191 when combined shall not exceed a total diversion rate of 2.33 cfs, a total annual maximum diversion volume of 474.5 af.
3. Rights 33-7010, 33-2096, 33-7191, 33-14935, 33-14937, 33-14939 and 33-14941 when combined shall not exceed the irrigation of 326 acres.
4. 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.
5. Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
6. The following rights are diverted through points of diversion described above: 33-7010, 33-7191
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.

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 5th day of July, 20 12


Water Resources Program Manager