

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 77751

This is to certify that: KIRK S EGBERT And
KATHRYN H EGBERT
1402 E 1300 N
TERRETON ID 83450
(208)663-4505

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>
31-7103	WR/Decreed	03/18/1974	1.83 cfs	396 af	132.0	139.0	GROUND WATER
31-11387	WR/Decreed	07/15/1981	0.12 cfs	24.5 af	7.0	139.0	GROUND WATER
31-11669	WR/Decreed	06/26/1973	2.87 cfs	582 af	N/A	194.0	GROUND WATER
31-11671	WR/Decreed	08/22/1981	0.15 cfs	45.5 af	13.0	163.0	GROUND WATER
31-11843	WR/Decreed	03/12/1973	1.75 cfs	525 af	150.0	163.0	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>
31-7103	YES	YES	YES	NO	NO	NO
31-11387	YES	YES	YES	NO	NO	NO
31-11669	YES	YES	YES	NO	NO	NO
31-11671	YES	YES	YES	NO	NO	NO
31-11843	YES	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>
31-7103	31-12284	0.27 cfs	57.6 af	19.2	63.1	31-12283	1.56 cfs	338.4 af	112.8	118.8
31-11387	31-12286	0.02 cfs	3.5 af	1.0	63.1	31-12285	0.1 cfs	21 af	6.0	118.8
31-11669	31-12278	0.18 cfs	36.3 af	12.1	63.1	31-12277	2.5 cfs	507.6 af	N/A	169.2
31-11671	31-12280	0.03 cfs	8.8 af	2.5	63.1	31-12279	0.12 cfs	36.7 af	10.5	132.2
31-11843	31-12282	0.33 cfs	99 af	28.3	63.1	31-12281	1.42 cfs	426 af	121.7	132.2
COMBINED										
TOTALS		0.78 cfs	205.2 af	63.1	63.1		N/A	N/A	N/A	N/A

31-7103
IN FILE

SUPPORT DATA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77751

Detailed Water Right Description(s) attached

Dated this 20th day of April, 2012


Water Resources Program Manager

WATER RIGHT NO. 31-12277
As Modified by Transfer No. 77751

In accordance with the approval of Transfer No. 77751, Water Right No. 31-12277 is now described as follows.

Right Holder: KATHRYN H EGBERT And
 KIRK S EGBERT
 1402 E 1300 N
 PO BOX 87
 TERRETON ID 83450

Priority Date: June 26, 1973

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	2.50 CFS	507.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNW Sec. 36 Twp 06N Rge 34E JEFFERSON 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					
06N	34E	36			28.3	26.5									30.3	31.8	26.8	25.5	169.2

Total Acres: 169.2

CONDITIONS OF APPROVAL

1. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
2. 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 20th day of April, 2012



 Water Resources Program Manager

WATER RIGHT NO. 31-12278
As Modified by Transfer No. 77751

In accordance with the approval of Transfer No. 77751, Water Right No. 31-12278 is now described as follows.

Right Holder: KIRK S EGBERT And
 KATHRYN H EGBERT
 1402 E 1300 N
 TERRETON ID 83450

Priority Date: June 26, 1973

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	0.18 CFS	36.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNESE Sec. 12 Twp 06N Rge 33E JEFFERSON County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	<u>Totals</u>
06N 33E 12	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	13.7 19.0 11.3 19.1
																	63.1

Total Acres: 63.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 12.1 acres within the authorized place of use in a single irrigation season.
2. Rights 31-12278, 31-12280, 31-12282, 31-12284, and 31-12286 when combined shall not exceed a total diversion rate of 0.78 cfs, a total annual maximum diversion volume of 205.2 af at the field headgate, and the irrigation of 63.1 acres.
3. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
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. 110.
5. Prior to the diversion and use of water under Transfer approval 77751, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.

WATER RIGHT NO. 31-12278
As Modified by Transfer No. 77751

CONDITIONS OF APPROVAL

7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
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 20th day of April, 2012



Water Resources Program Manager

**WATER RIGHT NO. 31-12279
As Modified by Transfer No. 77751**

In accordance with the approval of Transfer No. 77751, Water Right No. 31-12279 is now described as follows.

Right Holder: KIRK S EGBERT
1402 E 1300 N
PO BOX 87
TERRETON ID 83450

Priority Date: August 22, 1981

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	0.12 CFS	36.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESESE Sec. 23 Twp 06N Rge 35E JEFFERSON 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	
06N	35E	23													27.5	30.0	37.7	29.6	124.8
06N	35E	26	1.0	6.4															7.4

Total Acres: 132.2

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 10.5 acres within the place of use described for this right.
2. Rights 31-12279 and 31-12281 when combined shall not exceed a total diversion rate of 1.42 cfs and the irrigation of 132.2 acres.
3. This right is based upon an enlargement of Right No. 31-12281 pursuant to Section 42-1426, Idaho Code.
4. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
5. 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. 31-12279
As Modified by Transfer No. 77751

CONDITIONS OF APPROVAL

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 20th day of April, 2012


Water Resources Program Manager

WATER RIGHT NO. 31-12280
As Modified by Transfer No. 77751

In accordance with the approval of Transfer No. 77751, Water Right No. 31-12280 is now described as follows.

Right Holder: KIRK S EGBERT
 1402 E 1300 N
 PO BOX 87
 TERRETON ID 83450

Priority Date: August 22, 1981

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	0.03 CFS	8.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNESE Sec. 12 Twp 06N Rge 33E JEFFERSON 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	
06N	33E	12													13.7	19.0	11.3	19.1	63.1

Total Acres: 63.1

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 2.5 acres within the place of use described for this right.
2. Rights 31-12280 and 31-12282 when combined shall not exceed a total diversion rate of 0.33 cfs, a total annual maximum diversion volume of 107.8 af at the field headgate, and the irrigation of 30.8 acres.
3. Rights 31-12278, 31-12280, 31-12282, 31-12284 and 31-12286 when combined shall not exceed a total diversion rate of 0.78 cfs, a total annual maximum diversion volume of 205.2 af at the field headgate, and the irrigation of 63.1 acres.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. 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. 110.
6. Prior to the diversion and use of water under Transfer approval 77751, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

WATER RIGHT NO. 31-12280
As Modified by Transfer No. 77751

CONDITIONS OF APPROVAL

7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. This right is based upon an enlargement of Right No. 31-12282 pursuant to Section 42-1426, Idaho Code.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
10. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 20th day of April, 2012


Water Resources Program Manager

**WATER RIGHT NO. 31-12281
As Modified by Transfer No. 77751**

In accordance with the approval of Transfer No. 77751, Water Right No. 31-12281 is now described as follows.

Right Holder: KIRK S EGBERT
1402 E 1300 N
PO BOX 87
TERRETON ID 83450

Priority Date: March 12, 1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/15	1.42 CFS	426.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESESE Sec. 23 Twp 06N Rge 35E JEFFERSON 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	
06N	35E	23													27.5	30.0	37.7	29.6	124.8
06N	35E	26	1.0	6.4															7.4

Total Acres: 132.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 121.7 acres within the authorized place of use in a single irrigation season.
2. Rights 31-12279 and 31-12281 when combined shall not exceed a total diversion rate of 1.42 cfs and the irrigation of 132.2 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of April 1 and an ending date of October 31, provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before April 15 and after October 15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/22/2002.
4. Right No. 31-12279 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
5. 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. 31-12281
As Modified by Transfer No. 77751

CONDITIONS OF APPROVAL

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 20th day of April, 2012


Water Resources Program Manager

WATER RIGHT NO. 31-12282
As Modified by Transfer No. 77751

In accordance with the approval of Transfer No. 77751, Water Right No. 31-12282 is now described as follows.

Right Holder: KIRK S EGBERT
1402 E 1300 N
PO BOX 87
TERRETON ID 83450

Priority Date: March 12, 1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/15	0.33 CFS	99.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNESE Sec. 12 Twp 06N Rge 33E JEFFERSON 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
06N	33E	12													13.7	19.0	11.3	19.1	63.1

Total Acres: 63.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 28.3 acres within the authorized place of use in a single irrigation season.
2. Rights 31-12280 and 31-12282 when combined shall not exceed a total diversion rate of 0.33 cfs, a total annual maximum diversion volume of 107.8 af at the field headgate, and the irrigation of 30.8 acres.
3. Rights 31-12278, 31-12280, 31-12282, 31-12284 and 31-12286 when combined shall not exceed a total diversion rate of 0.78 cfs, a total annual maximum diversion volume of 205.2 af at the field headgate, and the irrigation of 63.1 acres.
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. 110.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under Transfer approval 77751, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

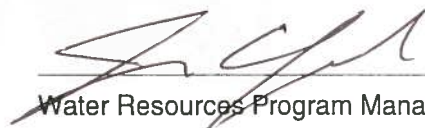
WATER RIGHT NO. 31-12282
As Modified by Transfer No. 77751

CONDITIONS OF APPROVAL

7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of April 1 and an ending date of October 31, provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before April 15 and after October 15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/22/2002.
9. Right No. 31-12280 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 20th day of April, 20 12



Water Resources Program Manager

WATER RIGHT NO. 31-12283
As Modified by Transfer No. 77751

In accordance with the approval of Transfer No. 77751, Water Right No. 31-12283 is now described as follows.

Right Holder: KIRK S EGBERT And
KATHRYN H EGBERT
1402 E 1300 N
TERRETON ID 83450

Priority Date: March 18, 1974

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	1.56 CFS	338.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSENE Sec. 33 Twp 08N Rge 37E FREMONT 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	
08N	37E	33	29.4	29.7	29.9	29.8													118.8

Total Acres: 118.8

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 112.8 acres within the authorized place of use in a single irrigation season.
2. Rights 31-12283 and 31-12285 when combined shall not exceed a total diversion rate of 1.56 cfs and the irrigation of 118.8 acres.
3. Right No. 31-12285 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
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 20th day of April, 2012


Water Resources Program Manager

WATER RIGHT NO. 31-12284
As Modified by Transfer No. 77751

In accordance with the approval of Transfer No. 77751, Water Right No. 31-12284 is now described as follows.

Right Holder: KIRK S EGBERT And
KATHRYN H EGBERT
1402 E 1300 N
TERRETON ID 83450

Priority Date: March 18, 1974

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	0.27 CFS	57.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNESE Sec. 12 Twp 06N Rge 33E JEFFERSON 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		
06N	33E	12														13.7	19.0	11.3	19.1	63.1

Total Acres: 63.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 19.2 acres within the authorized place of use in a single irrigation season.
2. Rights 31-12284 and 31-12286 when combined shall not exceed a total diversion rate of 0.27 cfs, a total annual maximum diversion volume of 61.1 af at the field headgate, and the irrigation of 20.2 acres.
3. Rights 31-12278, 31-12280, 31-12282, 31-12284 and 31-12286 when combined shall not exceed a total diversion rate of 0.78 cfs, a total annual maximum diversion volume of 205.2 af at the field headgate, and the irrigation of 63.1 acres.
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. 110.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under Transfer approval 77751, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

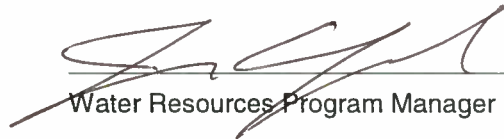
WATER RIGHT NO. 31-12284
As Modified by Transfer No. 77751

CONDITIONS OF APPROVAL

7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. Right No. 31-12286 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 20th day of April, 20 12


Water Resources Program Manager

WATER RIGHT NO. 31-12285
As Modified by Transfer No. 77751

In accordance with the approval of Transfer No. 77751, Water Right No. 31-12285 is now described as follows.

Right Holder: KIRK S EGBERT And
KATHRYN H EGBERT
1402 E 1300 N
TERRETON ID 83450

Priority Date: July 15, 1981

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	0.10 CFS	21.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSENE Sec. 33 Twp 08N Rge 37E FREMONT 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	
08N	37E	33	29.4	29.7	29.9	29.8													118.8

Total Acres: 118.8

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 6 acres within the place of use described for this right.
2. Rights 31-12283 and 31-12285 when combined shall not exceed a total diversion rate of 1.56 cfs and the irrigation of 118.8 acres.
3. This right is based upon an enlargement of Right No. 31-12283 pursuant to Section 42-1426, Idaho Code.
4. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
5. 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. 31-12285
As Modified by Transfer No. 77751

CONDITIONS OF APPROVAL

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 20th day of April, 20 12


Water Resources Program Manager

WATER RIGHT NO. 31-12286
As Modified by Transfer No. 77751

In accordance with the approval of Transfer No. 77751, Water Right No. 31-12286 is now described as follows.

Right Holder: KIRK S EGBERT And
KATHRYN H EGBERT
1402 E 1300 N
TERRETON ID 83450

Priority Date: July 15, 1981

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	0.02 CFS	3.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNESE Sec. 12 Twp 06N Rge 33E JEFFERSON 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
06N	33E	12													13.7	19.0	11.3	19.1	63.1

Total Acres: 63.1

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 1 acres within the place of use described for this right.
2. Rights 31-12284 and 31-12286 when combined shall not exceed a total diversion rate of 0.27 cfs, a total annual maximum diversion volume of 61.1 af at the field headgate, and the irrigation of 20.2 acres.
3. Rights 31-12278, 31-12280, 31-12282, 31-12284 and 31-12286 when combined shall not exceed a total diversion rate of 0.78 cfs, a total annual maximum diversion volume of 205.2 af at the field headgate, and the irrigation of 63.1 acres.
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. 110.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under Transfer approval 77751, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

WATER RIGHT NO. 31-12286
As Modified by Transfer No. 77751

CONDITIONS OF APPROVAL

7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. This right is based upon an enlargement of Right No. 31-12284 pursuant to Section 42-1426, Idaho Code.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
10. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 20th day of April, 20 12



Water Resources Program Manager