

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77372

This is to certify that: IDAHOAN FOODS LLC
PO BOX 130
LEWISVILLE ID 83431-0130

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>
61-293C	WR/Decreed	08/01/1898	0.395 cfs	N/A	22.0	39.2	SAND SPRINGS GULCH CREEK

Purpose of Transfer (Changes Proposed)

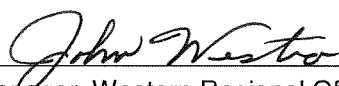
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
61-293C	NO	YES	NO	NO	NO	NO

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>
61-293C	61-293C	0.40 cfs	N/A	22.0	39.2		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.40 cfs	N/A	22	39.2		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 20th day of January, 2012



Manager, Western Regional Office

WATER RIGHT NO. 61-293C
As Modified by Transfer No. 77372

In accordance with the approval of Transfer No. 77372, Water Right No. 61-293C is now described as follows.

Right Holder: IDAHOAN FOODS INC
 PO BOX 130
 LEWISVILLE ID 83431

Priority Date: August 01, 1898

Source: SAND SPRINGS GULCH CREEK **Tributary:** LITTLE CANYON CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.40 CFS	
			0.40 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SAND SPRINGS GULCH NWSESE Sec. 18 Twp 05S Rge 10E ELMORE County
 CREEK

SAND SPRINGS GULCH NWSESE Sec. 18 Twp 05S Rge 10E ELMORE County
 CREEK (Injection)

SAND SPRINGS GULCH SWSE Sec. 19 Twp 05S Rge 10E ELMORE County
 CREEK (Rediversion)

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05S 10E 19					39.2												39.2

Total Acres: 39.2

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.

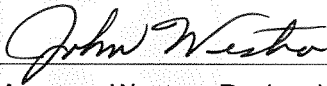
WATER RIGHT NO. 61-293C
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CONDITIONS OF APPROVAL

4. This right is limited to the irrigation of 22 acres within the authorized place of use in a single irrigation season.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
6. Use of this right is combined with water from King Hill Irrigation District.
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. 61D.
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 diversion(s).
9. This right does not grant any right-of-way or easement across the land of another.

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 January, 2012



Manager, Western Regional Office