

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77783**

This is to certify that: FOSTER COMPANY
PO BOX 626
RIRIE ID 83443
(208)538-5170

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>
35-13931	WR/Decreed	05/26/1967	2.82 cfs	821.6 af	205.4	312.0	GROUND WATER
35-13932	WR/Decreed	05/26/1967	5.64 cfs	1646.4 af	411.6	640.0	GROUND WATER
35-14099	WR/Decreed	09/25/1973	0.83 cfs	165.6 af	41.4	640.0	GROUND WATER
35-14101	WR/Decreed	09/25/1973	0.82 cfs	163.6 af	40.9	640.0	GROUND WATER
35-14103	WR/Decreed	04/08/1975	0.83 cfs	165.6 af	41.4	640.0	GROUND WATER
35-14105	WR/Decreed	05/23/1975	0.41 cfs	82.8 af	20.7	640.0	GROUND WATER
35-14107	WR/Decreed	07/27/1976	0.11 cfs	21.2 af	5.3	640.0	GROUND WATER
35-14109	WR/Decreed	05/23/1975	0.09 cfs	18.0 af	4.5	640.0	GROUND WATER
35-14111	WR/Decreed	10/10/1973	0.07 cfs	20.4 af	5.1	640.0	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>
35-13931	NO	NO	YES	NO	NO	NO
35-13932	NO	NO	YES	NO	NO	NO
35-14099	NO	NO	YES	NO	NO	NO
35-14101	NO	NO	YES	NO	NO	NO
35-14103	NO	NO	YES	NO	NO	NO
35-14105	NO	NO	YES	NO	NO	NO
35-14107	NO	NO	YES	NO	NO	NO
35-14109	NO	NO	YES	NO	NO	NO
35-14111	NO	NO	YES	NO	NO	NO

SUPPORT DATA

IN FILE # 35-13931

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77783

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
35-13931	35-13931	2.82 cfs	821.6 af	205.4	749.0		N/A	N/A	N/A	N/A
35-13932	35-13932	5.64 cfs	1646.4 af	411.6	749.0		N/A	N/A	N/A	N/A
35-14099	35-14099	0.83 cfs	165.6 af	41.4	749.0		N/A	N/A	N/A	N/A
35-14101	35-14101	0.82 cfs	163.6 af	40.9	749.0		N/A	N/A	N/A	N/A
35-14103	35-14103	0.83 cfs	165.6 af	41.4	749.0		N/A	N/A	N/A	N/A
35-14105	35-14105	0.41 cfs	82.8 af	20.7	749.0		N/A	N/A	N/A	N/A
35-14107	35-14107	0.11 cfs	21.2 af	5.3	749.0		N/A	N/A	N/A	N/A
35-14109	35-14109	0.09 cfs	18.0 af	4.5	749.0		N/A	N/A	N/A	N/A
35-14111	35-14111	0.07 cfs	20.4 af	5.1	749.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		9.49 cfs	2907.2 af	749.0	749.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 28th day of March, 2012



Water Resources Program Manager

WATER RIGHT NO. 35-13931
As Modified by Transfer No. 77783

In accordance with the approval of Transfer No. 77783, Water Right No. 35-13931 is now described as follows.

Right Holder: FOSTER COMPANY
 PO BOX 626
 RIRIE ID 83443

Priority Date: May 26, 1967

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	2.82 CFS	821.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNE Sec. 22 Twp 04N 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	
04N	35E	22	30.0	31.0	32.0	31.0	31.0	31.0	31.0	31.0	33.0	33.0	31.0	32.0	29.5	30.0	29.5	30.0	496.0
04N	35E	23	32.0	34.0	32.0	31.0	31.0	31.0	31.0	31.0									253.0

Total Acres: 749

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 205.4 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13931, 35-13932, 35-14099, 31-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 9.49 cfs, a total annual maximum diversion volume of 2907.2 af at the field headgate, and the irrigation of 749 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. 120.
5. Prior to the diversion and use of water under Transfer approval 77783, 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. 35-13931
As Modified by Transfer No. 77783

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 4.0 afa per acre at the field headgate for irrigation of the lands above.
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 29th day of March, 2012


Water Resources Program Manager

WATER RIGHT NO. 35-13932
As Modified by Transfer No. 77783

In accordance with the approval of Transfer No. 77783, Water Right No. 35-13932 is now described as follows.

Right Holder: FOSTER COMPANY
 PO BOX 626
 RIRIE ID 83443

Priority Date: May 26, 1967

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	5.64 CFS	1,646.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNE Sec. 22 Twp 04N 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	
04N	35E	22	30.0	31.0	32.0	31.0	31.0	31.0	31.0	31.0	33.0	33.0	31.0	32.0	29.5	30.0	29.5	30.0	496.0
04N	35E	23	32.0	34.0	32.0	31.0	31.0	31.0	31.0	31.0									253.0

Total Acres: 749

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 411.6 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 6.67 cfs, a total annual maximum diversion volume of 2085.6 af at the field headgate, and the irrigation of 543.6 acres.
3. Rights 35-13931, 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 9.49 cfs, a total annual maximum diversion volume of 2907.2 af at the field headgate, and the irrigation of 749 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. 120.
6. Prior to the diversion and use of water under Transfer approval 77783, 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.

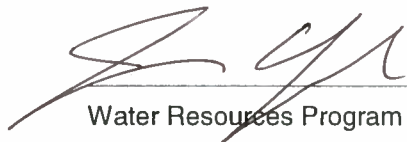
WATER RIGHT NO. 35-13932
As Modified by Transfer No. 77783

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 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 lands above.
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 28th day of March, 20 12


Water Resources Program Manager

WATER RIGHT NO. 35-14099
As Modified by Transfer No. 77783

In accordance with the approval of Transfer No. 77783, Water Right No. 35-14099 is now described as follows.

Right Holder: FOSTER COMPANY
 PO BOX 626
 RIRIE ID 83443

Priority Date: September 25, 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 11/01	0.83 CFS	165.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNE Sec. 22 Twp 04N Rge 35E JEFFERSON 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>	
04N	35E	22	30.0	31.0	32.0	31.0	31.0	31.0	31.0	31.0	33.0	33.0	31.0	32.0	29.5	30.0	29.5	30.0	496.0
04N	35E	23	32.0	34.0	32.0	31.0	31.0	31.0	31.0	31.0									253.0

Total Acres: 749

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 41.4 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14099, 35-14101, 35-14103 and 35-14105 when combined shall not exceed a total diversion rate of 0.91 cfs, a total annual maximum diversion volume of 388.1 af at the field headgate, and the irrigation of 132.0 acres.
3. Rights 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 1.03 cfs, a total annual maximum diversion volume of 439.2 af at the field headgate, and the irrigation of 132.0 acres.
4. Rights 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 6.67 cfs, a total annual maximum diversion volume of 2085.6 af at the field headgate, and the irrigation of 543.6 acres.
5. Rights 35-13931, 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 9.49 cfs, a total annual maximum diversion volume of 2907.2 af at the field headgate, and the irrigation of 749 acres.
6. 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.

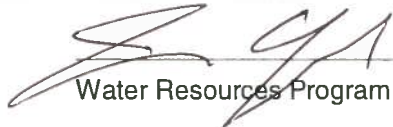
WATER RIGHT NO. 35-14099
As Modified by Transfer No. 77783

CONDITIONS OF APPROVAL

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. 120.
8. Prior to the diversion and use of water under Transfer approval 77783, 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.
9. 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.
10. 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 lands above.
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 28th day of March, 2012


Water Resources Program Manager

WATER RIGHT NO. 35-14103
As Modified by Transfer No. 77783

In accordance with the approval of Transfer No. 77783, Water Right No. 35-14103 is now described as follows.

Right Holder: FOSTER COMPANY
 PO BOX 626
 RIRIE ID 83443

Priority Date: April 08, 1975

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	0.83 CFS	165.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNE Sec. 22 Twp 04N 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	
04N	35E	22	30.0	31.0	32.0	31.0	31.0	31.0	31.0	31.0	33.0	33.0	31.0	32.0	29.5	30.0	29.5	30.0	496.0
04N	35E	23	32.0	34.0	32.0	31.0	31.0	31.0	31.0	31.0									253.0

Total Acres: 749

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 41.4 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14099, 35-14101, 35-14103 and 35-14105 when combined shall not exceed a total diversion rate of 0.91 cfs, a total annual maximum diversion volume of 388.1 af at the field headgate, and the irrigation of 132.0 acres.
3. Rights 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 1.03 cfs, a total annual maximum diversion volume of 439.2 af at the field headgate, and the irrigation of 132.0 acres.
4. Rights 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 6.67 cfs, a total annual maximum diversion volume of 2085.6 af at the field headgate, and the irrigation of 543.6 acres.
5. Rights 35-13931, 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 9.49 cfs, a total annual maximum diversion volume of 2907.2 af at the field headgate, and the irrigation of 749 acres.
6. 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.

WATER RIGHT NO. 35-14103
As Modified by Transfer No. 77783

CONDITIONS OF APPROVAL

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. 120.
8. Prior to the diversion and use of water under Transfer approval 77783 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.
9. 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.
10. 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 lands above.
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 28th day of March, 20 12


Water Resources Program Manager

WATER RIGHT NO. 35-14105
As Modified by Transfer No. 77783

In accordance with the approval of Transfer No. 77783, Water Right No. 35-14105 is now described as follows.

Right Holder: FOSTER COMPANY
 PO BOX 626
 RIRIE ID 83443

Priority Date: May 23, 1975

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	0.41 CFS	82.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNE Sec. 22 Twp 04N 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	
04N	35E	22	30.0	31.0	32.0	31.0	31.0	31.0	31.0	31.0	33.0	33.0	31.0	32.0	29.5	30.0	29.5	30.0	496.0
04N	35E	23	32.0	34.0	32.0	31.0	31.0	31.0	31.0	31.0									253.0

Total Acres: 749

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 20.7 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14099, 35-14101, 35-14103 and 35-14105 when combined shall not exceed a total diversion rate of 0.91 cfs, a total annual maximum diversion volume of 388.1 af at the field headgate, and the irrigation of 132.0 acres.
3. Rights 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 1.03 cfs, a total annual maximum diversion volume of 439.2 af at the field headgate, and the irrigation of 132.0 acres.
4. Rights 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 6.67 cfs, a total annual maximum diversion volume of 2085.6 af at the field headgate, and the irrigation of 543.6 acres.
5. Rights 35-13931, 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 9.49 cfs, a total annual maximum diversion volume of 2907.2 af at the field headgate, and the irrigation of 749 acres.
6. 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.

WATER RIGHT NO. 35-14105
As Modified by Transfer No. 77783

CONDITIONS OF APPROVAL

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. 120.
8. Prior to the diversion and use of water under Transfer approval 77783 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.
9. 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.
10. 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 lands above.
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 28th day of March, 20 12


Water Resources Program Manager

WATER RIGHT NO. 35-14107
As Modified by Transfer No. 77783

In accordance with the approval of Transfer No. 77783, Water Right No. 35-14107 is now described as follows.

Right Holder: FOSTER COMPANY
 PO BOX 626
 RIRIE ID 83443

Priority Date: July 27, 1976

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	0.11 CFS	21.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNE Sec. 22 Twp 04N 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	
04N	35E	22	30.0	31.0	32.0	31.0	31.0	31.0	31.0	31.0	33.0	33.0	31.0	32.0	29.5	30.0	29.5	30.0	496.0
04N	35E	23	32.0	34.0	32.0	31.0	31.0	31.0	31.0	31.0									253.0

Total Acres: 749

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 5.3 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 0.11 cfs, a total annual maximum diversion volume of 46.9 af at the field headgate, and the irrigation of 14.9 acres.
3. Rights 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 1.03 cfs, a total annual maximum diversion volume of 439.2 af at the field headgate, and the irrigation of 132.0 acres.
4. Rights 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 6.67 cfs, a total annual maximum diversion volume of 2085.6 af at the field headgate, and the irrigation of 543.6 acres.
5. Rights 35-13931, 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 9.49 cfs, a total annual maximum diversion volume of 2907.2 af at the field headgate, and the irrigation of 749 acres.
6. 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.

WATER RIGHT NO. 35-14107
As Modified by Transfer No. 77783

CONDITIONS OF APPROVAL

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. 120.
8. Prior to the diversion and use of water under Transfer approval 77783 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.
9. 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.
10. 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 lands above.
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 28th day of March, 20 12


Water Resources Program Manager

WATER RIGHT NO. 35-14109
As Modified by Transfer No. 77783

In accordance with the approval of Transfer No. 77783, Water Right No. 35-14109 is now described as follows.

Right Holder: FOSTER COMPANY
 PO BOX 626
 RIRIE ID 83443

Priority Date: May 23, 1975

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	0.09 CFS	18.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNE Sec. 22 Twp 04N 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	
04N	35E	22	30.0	31.0	32.0	31.0	31.0	31.0	31.0	31.0	33.0	33.0	31.0	32.0	29.5	30.0	29.5	30.0	496.0
04N	35E	23	32.0	34.0	32.0	31.0	31.0	31.0	31.0	31.0									253.0

Total Acres: 749

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 4.5 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 0.11 cfs, a total annual maximum diversion volume of 46.9 af at the field headgate, and the irrigation of 14.9 acres.
3. Rights 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 1.03 cfs, a total annual maximum diversion volume of 439.2 af at the field headgate, and the irrigation of 132.0 acres.
4. Rights 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 6.67 cfs, a total annual maximum diversion volume of 2085.6 af at the field headgate, and the irrigation of 543.6 acres.
5. Rights 35-13931, 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 9.49 cfs, a total annual maximum diversion volume of 2907.2 af at the field headgate, and the irrigation of 749 acres.
6. 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.

WATER RIGHT NO. 35-14109
As Modified by Transfer No. 77783

CONDITIONS OF APPROVAL

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. 120.
8. Prior to the diversion and use of water under Transfer approval 77783 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.
9. 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.
10. 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 lands above.
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 28th day of March, 2012


Water Resources Program Manager

WATER RIGHT NO. 35-14111
As Modified by Transfer No. 77783

In accordance with the approval of Transfer No. 77783, Water Right No. 35-14111 is now described as follows.

Right Holder: FOSTER COMPANY
 PO BOX 626
 RIRIE ID 83443

Priority Date: October 10, 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 11/01	0.07 CFS	20.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNE Sec. 22 Twp 04N 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	
04N	35E	22	30.0	31.0	32.0	31.0	31.0	31.0	31.0	31.0	33.0	33.0	31.0	32.0	29.5	30.0	29.5	30.0	496.0
04N	35E	23	32.0	34.0	32.0	31.0	31.0	31.0	31.0	31.0									253.0

Total Acres: 749

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 5.1 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 0.11 cfs, a total annual maximum diversion volume of 46.9 af at the field headgate, and the irrigation of 14.9 acres.
3. Rights 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 1.03 cfs, a total annual maximum diversion volume of 439.2 af at the field headgate, and the irrigation of 132.0 acres.
4. Rights 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 6.67 cfs, a total annual maximum diversion volume of 2085.6 af at the field headgate, and the irrigation of 543.6 acres.
5. Rights 35-13931, 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 9.49 cfs, a total annual maximum diversion volume of 2907.2 af at the field headgate, and the irrigation of 749 acres.
6. 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.

WATER RIGHT NO. 35-14111
As Modified by Transfer No. 77783

CONDITIONS OF APPROVAL

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. 120.
8. Prior to the diversion and use of water under Transfer approval 77783 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.
9. 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.
10. 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 lands above.
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 28th day of March, 20 12



Water Resources Program Manager

WATER RIGHT NO. 35-14101
As Modified by Transfer No. 77783

In accordance with the approval of Transfer No. 77783, Water Right No. 35-14101 is now described as follows.

Right Holder: FOSTER COMPANY
 PO BOX 626
 RIRIE ID 83443

Priority Date: September 25, 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 11/01	0.82 CFS	163.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNE Sec. 22 Twp 04N 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	
04N	35E	22	30.0	31.0	32.0	31.0	31.0	31.0	31.0	31.0	33.0	33.0	31.0	32.0	29.5	30.0	29.5	30.0	496.0
04N	35E	23	32.0	34.0	32.0	31.0	31.0	31.0	31.0	31.0									253.0

Total Acres: 749

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 40.9 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14099, 35-14101, 35-14103 and 35-14105 when combined shall not exceed a total diversion rate of 0.91 cfs, a total annual maximum diversion volume of 388.1 af at the field headgate, and the irrigation of 132.0 acres.
3. Rights 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 1.03 cfs, a total annual maximum diversion volume of 439.2 af at the field headgate, and the irrigation of 132.0 acres.
4. Rights 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 6.67 cfs, a total annual maximum diversion volume of 2085.6 af at the field headgate, and the irrigation of 543.6 acres.
5. Rights 35-13931, 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 9.49 cfs, a total annual maximum diversion volume of 2907.2 af at the field headgate, and the irrigation of 749 acres.
6. 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.

WATER RIGHT NO. 35-14101
As Modified by Transfer No. 77783

CONDITIONS OF APPROVAL

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. 120.
8. Prior to the diversion and use of water under Transfer approval 77783 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.
9. 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.
10. 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 lands above.
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 28th day of March, 2012


Water Resources Program Manager