

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77736**

This is to certify that: FOSTER LAND & CATTLE
PO BOX 40
RIRIE ID 83443
(208)538-5172

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>
25-137B	WR/Decreed	05/01/1888	0.61 cfs	136 af	34.0	266.0	WILLOW CREEK
25-57A	WR/Decreed	04/01/1876	0.54 cfs	108.8 af	27.2	266.0	WILLOW CREEK
25-59	WR/Decreed	04/01/1882	3.0 cfs	600 af	150.0	266.0	WILLOW CREEK
25-136B	WR/Decreed	05/01/1888	0.31 cfs	68 af	17.0	266.0	WILLOW CREEK
25-7494C	WR/License	04/05/1989	22.0 cfs	9140 af	2,285.0	2,457.1	GROUND WATER
25-7567	WR/License	11/09/1992	9.5 cfs	N/A	790.0	2,457.1	WILLOW CREEK
25-7592	WR/License	04/23/1991	7.9 cfs	N/A	564.0	2,457.1	WILLOW CREEK
25-57B	WR/Decreed	04/01/1876	1.06 cfs	211.2 af	52.8	132.0	WILLOW 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>
25-137B	NO	NO	YES	NO	NO	NO
25-57A	NO	NO	YES	NO	NO	NO
25-59	NO	NO	YES	NO	NO	NO
25-136B	NO	NO	YES	NO	NO	NO
25-7494C	NO	NO	YES	NO	NO	NO
25-7567	NO	NO	YES	NO	NO	NO
25-7592	NO	NO	YES	NO	NO	NO
25-57B	NO	NO	YES	NO	NO	NO

SUPPORT DATA

IN FILE # 25-57A

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77736**

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
25-137B	25-137B	0.61 cfs	136 af	34.0	3,591.7		N/A	N/A	N/A	N/A
25-57A	25-57A	0.54 cfs	108.8 af	27.2	3,591.7		N/A	N/A	N/A	N/A
25-59	25-59	3.0 cfs	600 af	150.0	3,591.7		N/A	N/A	N/A	N/A
25-136B	25-136B	0.31 cfs	68 af	17.0	3,591.7		N/A	N/A	N/A	N/A
25-7494C	25-7494C	22.0 cfs	9140 af	2,285	3,591.7		N/A	N/A	N/A	N/A
25-7567	25-7567	9.5 cfs	N/A	790.0	3,591.7		N/A	N/A	N/A	N/A
25-7592	25-7592	7.9 cfs	N/A	564.0	3,591.7		N/A	N/A	N/A	N/A
25-57B	25-57B	1.06 cfs	211.2 af	52.8	3,591.7		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		31.78 cfs	N/A	2457.1	3591.7		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 28th day of March, 20 12



Water Resources Program Manager

WATER RIGHT NO. 25-57A
As Modified by Transfer No. 77736

In accordance with the approval of Transfer No. 77736, Water Right No. 25-57A is now described as follows.

Right Holder: FOSTER LAND & CATTLE
 PO BOX 40
 RIRIE ID 83443

Priority Date: April 01, 1876

Source: WILLOW CREEK

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.54 CFS	108.8 AF
STOCKWATER	03/01	to 12/01	0.12 CFS	

LOCATION OF POINT(S) OF DIVERSION:

WILLOW CREEK SWNWSE Sec. 16 Twp 03N Rge 40E BONNEVILLE 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	
02N	40E	4		40.0			40.0	40.0											120.0
				L 2			L 3	L 4											
02N	40E	5	1.7																1.7
			L 1																
03N	40E	16									3.5	2.1	38.7	39.4			18.4		102.1
03N	40E	17													24.3	27.3	39.7	40.0	131.3
03N	40E	20	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
03N	40E	21	15.8	35.5	40.0	39.3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	610.6
03N	40E	22							5.6		28.6	38.9	4.3						77.4
03N	40E	27					40.0	37.0			39.6	40.0							156.6
03N	40E	28	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
03N	40E	29	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
03N	40E	32	40.0	40.0	40.0	40.0				40.0			40.0		40.0	40.0	40.0	40.0	400.0
03N	40E	33	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
03N	40E	34					36.7	10.0			9.3	16.0							72.0

Total Acres: 3591.7

WATER RIGHT NO. 25-57A
As Modified by Transfer No. 77736

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 40E 4		X L 2			X L 3	X L 4											
02N 40E 5	X L 1																
03N 40E 16									X	X	X	X			X		
03N 40E 17													X	X	X	X	
03N 40E 20	X	X	X	X									X	X	X	X	
03N 40E 21	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
03N 40E 22							X			X	X	X					
03N 40E 27						X	X			X	X						
03N 40E 28	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
03N 40E 29	X	X	X	X									X	X	X	X	
03N 40E 32	X	X	X	X					X			X	X	X	X	X	
03N 40E 33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
03N 40E 34						X	X			X	X						

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 27.2 acres within the authorized place of use described above in a single irrigation season.
2. Rights 25-57A, 25-59, 25-136B and 25-137B when combined shall not exceed the irrigation of 266.0 acres.
3. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7567 and 25-7592 when combined shall not exceed a total diversion rate of 9.78 cfs, and the irrigation of 1635.0 acres.
4. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7494C, 25-7567 and 25-7592 when combined shall not exceed a total diversion rate of 31.78 cfs, and the irrigation of 2457.1 acres.
5. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7494C, 25-7567 and 25-7592 are limited to the irrigation of a specific 2457.1 acres within the 3591.7 acre place of use authorized by this right in a single irrigation season. The specific 2457.1 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2457.1 acres to be irrigated within the 3591.7 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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. 01.

WATER RIGHT NO. 25-57A
As Modified by Transfer No. 77736

CONDITIONS OF APPROVAL

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 diversion(s).
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 place of use.
9. This right does not grant any right-of-way or easement across the land of another.
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 28th day of March, 20 12



Water Resources Program Manager

WATER RIGHT NO. 25-57B
As Modified by Transfer No. 77736

In accordance with the approval of Transfer No. 77736, Water Right No. 25-57B is now described as follows.

Right Holder: FOSTER LAND & CATTLE
 PO BOX 40
 RIRIE ID 83443

Priority Date: April 01, 1876

Source: WILLOW CREEK

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	03/01	to 12/01	0.12 CFS	
IRRIGATION	04/01	to 10/31	1.06 CFS	211.2 AF

LOCATION OF POINT(S) OF DIVERSION:

WILLOW CREEK SWNWSE Sec. 16 Twp 03N Rge 40E BONNEVILLE County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	40E	4		X			X	X											
				L 2			L 3	L 4											
02N	40E	5	X																
			L 1																
03N	40E	16									X	X	X	X			X		
03N	40E	17													X	X	X	X	
03N	40E	20	X	X	X	X									X	X	X	X	
03N	40E	21	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
03N	40E	22						X				X	X	X					
03N	40E	27						X	X			X	X						
03N	40E	28	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
03N	40E	29	X	X	X	X									X	X	X	X	
03N	40E	32	X	X	X	X					X			X	X	X	X	X	
03N	40E	33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
03N	40E	34						X	X			X	X						

WATER RIGHT NO. 25-57B
As Modified by Transfer No. 77736

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	
02N 40E 4		40.0 L 2			40.0 L 3	40.0 L 4											120.0
02N 40E 5	1.7 L 1																1.7
03N 40E 16									3.5	2.1	38.7	39.4			18.4		102.1
03N 40E 17													24.3	27.3	39.7	40.0	131.3
03N 40E 20	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
03N 40E 21	15.8	35.5	40.0	39.3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	610.6
03N 40E 22							5.6			28.6	38.9	4.3					77.4
03N 40E 27						40.0	37.0			39.6	40.0						156.6
03N 40E 28	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
03N 40E 29	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
03N 40E 32	40.0	40.0	40.0	40.0					40.0			40.0	40.0	40.0	40.0	40.0	400.0
03N 40E 33	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
03N 40E 34						36.7	10.0			9.3	16.0						72.0

Total Acres: 3591.7

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 52.8 acres within the authorized place of use described above in a single irrigation season.
2. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7567 and 25-7592 when combined shall not exceed a total diversion rate of 9.78 cfs, and the irrigation of 1635.0 acres.
3. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7494C, 25-7567 and 25-7592 when combined shall not exceed a total diversion rate of 31.78 cfs, and the irrigation of 2457.1 acres.
4. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7494C, 25-7567 and 25-7592 are limited to the irrigation of a specific 2457.1 acres within the 3591.7 acre place of use authorized by this right in a single irrigation season. The specific 2457.1 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2457.1 acres to be irrigated within the 3591.7 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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. 01.

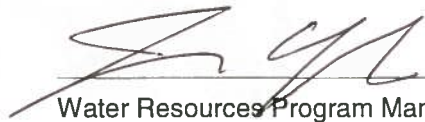
WATER RIGHT NO. 25-57B
As Modified by Transfer No. 77736

CONDITIONS OF APPROVAL

6. 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).
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 quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
9. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
10. This right does not grant any right-of-way or easement across the land of another.
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. 25-59
As Modified by Transfer No. 77736

In accordance with the approval of Transfer No. 77736, Water Right No. 25-59 is now described as follows.

Right Holder: FOSTER LAND & CATTLE
 PO BOX 40
 RIRIE ID 83443

Priority Date: April 01, 1882

Source: WILLOW CREEK

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	3.00 CFS	600.0 AF
STOCKWATER	03/01	to 12/01	0.12 CFS	

LOCATION OF POINT(S) OF DIVERSION:

WILLOW CREEK SWNWSE Sec. 16 Twp 03N Rge 40E BONNEVILLE 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	
02N	40E	4		40.0			40.0	40.0											120.0
				L 2			L 3	L 4											
02N	40E	5	1.7																1.7
			L 1																
03N	40E	16									3.5	2.1	38.7	39.4			18.4		102.1
03N	40E	17													24.3	27.3	39.7	40.0	131.3
03N	40E	20	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
03N	40E	21	15.8	35.5	40.0	39.3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	610.6
03N	40E	22							5.6			28.6	38.9	4.3					77.4
03N	40E	27						40.0	37.0			39.6	40.0						156.6
03N	40E	28	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
03N	40E	29	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
03N	40E	32	40.0	40.0	40.0	40.0					40.0			40.0	40.0	40.0	40.0	40.0	400.0
03N	40E	33	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
03N	40E	34						36.7	10.0			9.3	16.0						72.0

Total Acres: 3591.7

WATER RIGHT NO. 25-59
As Modified by Transfer No. 77736

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 40E 4		X L 2			X L 3	X L 4											
02N 40E 5	X L 1																
03N 40E 16									X	X	X	X			X		
03N 40E 17													X	X	X	X	
03N 40E 20	X	X	X	X									X	X	X	X	
03N 40E 21	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
03N 40E 22							X			X	X	X					
03N 40E 27						X	X			X	X						
03N 40E 28	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
03N 40E 29	X	X	X	X									X	X	X	X	
03N 40E 32	X	X	X	X					X			X	X	X	X	X	
03N 40E 33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
03N 40E 34						X	X			X	X						

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 150.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 25-57A, 25-59, 25-136B and 25-137B when combined shall not exceed the irrigation of 266.0 acres.
3. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7567 and 25-7592 when combined shall not exceed a total diversion rate of 9.78 cfs, and the irrigation of 1635.0 acres.
4. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7494C, 25-7567 and 25-7592 when combined shall not exceed a total diversion rate of 31.78 cfs, and the irrigation of 2457.1 acres.
5. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7494C, 25-7567 and 25-7592 are limited to the irrigation of a specific 2457.1 acres within the 3591.7 acre place of use authorized by this right in a single irrigation season. The specific 2457.1 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2457.1 acres to be irrigated within the 3591.7 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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. 01.

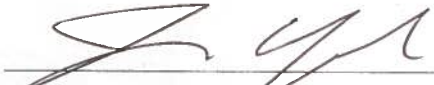
WATER RIGHT NO. 25-59
As Modified by Transfer No. 77736

CONDITIONS OF APPROVAL

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 diversion(s).
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 place of use.
9. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
10. This right does not grant any right-of-way or easement across the land of another.
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. 25-136B
As Modified by Transfer No. 77736

In accordance with the approval of Transfer No. 77736, Water Right No. 25-136B is now described as follows.

Right Holder: FOSTER LAND & CATTLE
 PO BOX 40
 RIRIE ID 83443

Priority Date: May 01, 1888

Source: WILLOW CREEK

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	to 10/31	0.31 CFS	68.0 AF

LOCATION OF POINT(S) OF DIVERSION:

WILLOW CREEK SWNWSE Sec. 16 Twp 03N Rge 40E BONNEVILLE 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	
02N	40E	4		40.0			40.0	40.0											120.0
				L 2			L 3	L 4											
02N	40E	5	1.7																1.7
			L 1																
03N	40E	16									3.5	2.1	38.7	39.4			18.4		102.1
03N	40E	17													24.3	27.3	39.7	40.0	131.3
03N	40E	20	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
03N	40E	21	15.8	35.5	40.0	39.3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	610.6
03N	40E	22							5.6			28.6	38.9	4.3					77.4
03N	40E	27						40.0	37.0			39.6	40.0						156.6
03N	40E	28	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
03N	40E	29	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
03N	40E	32	40.0	40.0	40.0	40.0					40.0			40.0	40.0	40.0	40.0	40.0	400.0
03N	40E	33	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
03N	40E	34						36.7	10.0			9.3	16.0						72.0

Total Acres: 3591.7

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 17.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 25-57A, 25-59, 25-136B and 25-137B when combined shall not exceed the irrigation of 266.0 acres.

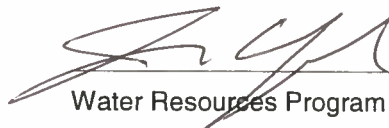
WATER RIGHT NO. 25-136B
As Modified by Transfer No. 77736

CONDITIONS OF APPROVAL

3. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7567 and 25-7592 when combined shall not exceed a total diversion rate of 9.78 cfs, and the irrigation of 1635.0 acres.
4. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7494C, 25-7567 and 25-7592 when combined shall not exceed a total diversion rate of 31.78 cfs, and the irrigation of 2457.1 acres.
5. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7494C, 25-7567 and 25-7592 are limited to the irrigation of a specific 2457.1 acres within the 3591.7 acre place of use authorized by this right in a single irrigation season. The specific 2457.1 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2457.1 acres to be irrigated within the 3591.7 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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. 01.
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 diversion(s).
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 place of use.
9. This right does not grant any right-of-way or easement across the land of another.
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 28th day of March, 20 12


Water Resources Program Manager

WATER RIGHT NO. 25-137B
As Modified by Transfer No. 77736

In accordance with the approval of Transfer No. 77736, Water Right No. 25-137B is now described as follows.

Right Holder: FOSTER LAND & CATTLE
 PO BOX 40
 RIRIE ID 83443

Priority Date: May 01, 1888

Source: WILLOW CREEK

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.61 CFS	136.0 AF

LOCATION OF POINT(S) OF DIVERSION:

WILLOW CREEK SWNWSE Sec. 16 Twp 03N Rge 40E BONNEVILLE 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	
02N	40E	4		40.0 L 2			40.0 L 3	40.0 L 4											120.0
02N	40E	5	1.7 L 1																1.7
03N	40E	16									3.5	2.1	38.7	39.4			18.4		102.1
03N	40E	17													24.3	27.3	39.7	40.0	131.3
03N	40E	20	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
03N	40E	21	15.8	35.5	40.0	39.3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	610.6
03N	40E	22						5.6			28.6	38.9	4.3						77.4
03N	40E	27					40.0	37.0			39.6	40.0							156.6
03N	40E	28	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
03N	40E	29	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
03N	40E	32	40.0	40.0	40.0	40.0					40.0			40.0	40.0	40.0	40.0	40.0	400.0
03N	40E	33	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
03N	40E	34						36.7	10.0			9.3	16.0						72.0

Total Acres: 3591.7

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 34.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 25-57A, 25-59, 25-136B and 25-137B when combined shall not exceed the irrigation of 266.0 acres.

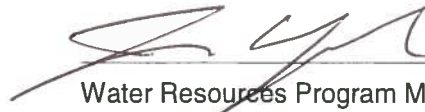
WATER RIGHT NO. 25-137B
As Modified by Transfer No. 77736

CONDITIONS OF APPROVAL

3. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7567 and 25-7592 when combined shall not exceed a total diversion rate of 9.78 cfs, and the irrigation of 1635.0 acres.
4. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7494C, 25-7567 and 25-7592 when combined shall not exceed a total diversion rate of 31.78 cfs, and the irrigation of 2457.1 acres.
5. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7494C, 25-7567 and 25-7592 are limited to the irrigation of a specific 2457.1 acres within the 3591.7 acre place of use authorized by this right in a single irrigation season. The specific 2457.1 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2457.1 acres to be irrigated within the 3591.7 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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. 01.
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 diversion(s).
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 place of use.
9. This right does not grant any right-of-way or easement across the land of another.
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 28th day of March, 20 12


Water Resources Program Manager

WATER RIGHT NO. 25-7494C
As Modified by Transfer No. 77736

In accordance with the approval of Transfer No. 77736, Water Right No. 25-7494C is now described as follows.

Right Holder: FOSTER LAND & CATTLE
 PO BOX 40
 RIRIE ID 83443

Priority Date: April 05, 1989

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	22.00 CFS	9,140.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNW Sec. 5 Twp 03N Rge 40E BONNEVILLE County
 (Injection)

GROUND WATER SWNW Sec. 5 Twp 03N Rge 40E BONNEVILLE County

GROUND WATER NWSE Sec. 16 Twp 03N Rge 40E BONNEVILLE County
 (Rediversion)

GROUND WATER NWNE Sec. 28 Twp 03N Rge 40E BONNEVILLE 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	
02N	40E	4		40.0 L 2			40.0 L 3	40.0 L 4											120.0
02N	40E	5	1.7 L 1																1.7
03N	40E	16									3.5	2.1	38.7	39.4			18.4		102.1
03N	40E	17													24.3	27.3	39.7	40.0	131.3
03N	40E	20	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
03N	40E	21	15.8	35.5	40.0	39.3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	610.6
03N	40E	22						5.6				28.6	38.9	4.3					77.4
03N	40E	27					40.0	37.0			39.6	40.0							156.6
03N	40E	28	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
03N	40E	29	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
03N	40E	32	40.0	40.0	40.0	40.0					40.0			40.0	40.0	40.0	40.0	40.0	400.0
03N	40E	33	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
03N	40E	34					36.7	10.0			9.3	16.0							72.0

Total Acres: 3591.7

WATER RIGHT NO. 25-7494C
As Modified by Transfer No. 77736

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 2285.0 acres within the authorized place of use in a single irrigation season.
2. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7494C, 25-7567 and 25-7592 when combined shall not exceed a total diversion rate of 31.78 cfs and the irrigation of 2457.1 acres.
3. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7494C, 25-7567 and 25-7592 are limited to the irrigation of a specific 2457.1 acres within the 3591.7 acre place of use authorized by this right in a single irrigation season. The specific 2457.1 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2457.1 acres to be irrigated within the 3591.7 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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 4.0 afa per acre at the field headgate for irrigation of the place of use.
6. Water diverted under this right from the well located in the SWNW, Sec. 5, T03N, R40E, is exchanged by injecting water into the Anderson Canal, and diverting an equal amount from Willow Creek at the point of rediversion described above.
7. This right does not grant any right-of-way or easement across the land of another.
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.

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. 25-7567
As Modified by Transfer No. 77736

In accordance with the approval of Transfer No. 77736, Water Right No. 25-7567 is now described as follows.

Right Holder: FOSTER LAND & CATTLE
 PO BOX 40
 RIRIE ID 83443

Priority Date: November 09, 1992

Source: WILLOW CREEK

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	06/01	to 09/01	9.50 CFS

LOCATION OF POINT(S) OF DIVERSION:

WILLOW CREEK NWSE Sec. 16 Twp 03N Rge 40E BONNEVILLE 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	
02N	40E	4		40.0 L 2			40.0 L 3	40.0 L 4											120.0
02N	40E	5	1.7 L 1																1.7
03N	40E	16									3.5	2.1	38.7	39.4			18.4		102.1
03N	40E	17													24.3	27.3	39.7	40.0	131.3
03N	40E	20	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
03N	40E	21	15.8	35.5	40.0	39.3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	610.6
03N	40E	22							5.6			28.6	38.9	4.3					77.4
03N	40E	27						40.0	37.0			39.6	40.0						156.6
03N	40E	28	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
03N	40E	29	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
03N	40E	32	40.0	40.0	40.0	40.0					40.0			40.0	40.0	40.0	40.0	40.0	400.0
03N	40E	33	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
03N	40E	34						36.7	10.0			9.3	16.0						72.0

Total Acres: 3591.7

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 790.0 acres within the authorized place of use in a single irrigation season.
2. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7567 and 25-7592 when combined shall not exceed a total diversion rate of 9.78 cfs and the irrigation of 1635.0 acres.

WATER RIGHT NO. 25-7567
As Modified by Transfer No. 77736

CONDITIONS OF APPROVAL

3. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7494C, 25-7567 and 25-7592 when combined shall not exceed a total diversion rate of 31.78 cfs and the irrigation of 2457.1 acres.
4. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7494C, 25-7567 and 25-7592 are limited to the irrigation of a specific 2457.1 acres within the 3591.7 acre place of use authorized by this right in a single irrigation season. The specific 2457.1 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2457.1 acres to be irrigated within the 3591.7 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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. 01.
6. 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).
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 place of use.
8. Prior to diversion of water under this right, the right holder must obtain adequate supplemental water for the irrigation season when the natural flow is not available. Supplemental water may include leased storage water from the Upper Snake River Supply Bank but shall only be diverted when there is sufficient water available for release from Ririe Reservoir.
Diversion of water under this right or diversion of supplemental water must not reduce flows of Willow Creek below 32 cfs from the point of diversion to the Johnson Road crossing of Willow Creek. Water diverted under this right and any supplemental water acquired shall be subject to the control of the watermaster of State Water District 01, Snake River.
9. This right does not grant any right-of-way or easement across the land of another.
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.

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. 25-7592
As Modified by Transfer No. 77736

In accordance with the approval of Transfer No. 77736, Water Right No. 25-7592 is now described as follows.

Right Holder: FOSTER LAND & CATTLE
 PO BOX 40
 RIRIE ID 83443

Priority Date: April 23, 1991

Source: WILLOW CREEK

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 10/31	7.90 CFS

LOCATION OF POINT(S) OF DIVERSION:

WILLOW CREEK NWSE Sec. 16 Twp 03N Rge 40E BONNEVILLE 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	
02N	40E	4		40.0 L 2			40.0 L 3	40.0 L 4											120.0
02N	40E	5	1.7 L 1																1.7
03N	40E	16									3.5	2.1	38.7	39.4			18.4		102.1
03N	40E	17													24.3	27.3	39.7	40.0	131.3
03N	40E	20	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
03N	40E	21	15.8	35.5	40.0	39.3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	610.6
03N	40E	22							5.6			28.6	38.9	4.3					77.4
03N	40E	27						40.0	37.0			39.6	40.0						156.6
03N	40E	28	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
03N	40E	29	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
03N	40E	32	40.0	40.0	40.0	40.0					40.0			40.0	40.0	40.0	40.0	40.0	400.0
03N	40E	33	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
03N	40E	34						36.7	10.0			9.3	16.0						72.0

Total Acres: 3591.7

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 564.0 acres within the authorized place of use in a single irrigation season.
2. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7567 and 25-7592 when combined shall not exceed a total diversion rate of 9.78 cfs and the irrigation of 1635.0 acres.

WATER RIGHT NO. 25-7592
As Modified by Transfer No. 77736

CONDITIONS OF APPROVAL

3. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7494C, 25-7567 and 25-7592 when combined shall not exceed a total diversion rate of 31.78 cfs and the irrigation of 2457.1 acres.
4. Rights 25-57A, 25-57B, 25-59, 25-136B, 25-137B, 25-7494C, 25-7567 and 25-7592 are limited to the irrigation of a specific 2457.1 acres within the 3591.7 acre place of use authorized by this right in a single irrigation season. The specific 2457.1 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2457.1 acres to be irrigated within the 3591.7 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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. 01.
6. 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).
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 place of use.
8. Prior to diversion of water under this right, the right holder must obtain adequate supplemental water for the irrigation season when the natural flow is not available. Supplemental water may include leased storage water from the Upper Snake River Supply Bank but shall only be diverted when there is sufficient water available for release from Ririe Reservoir.
Diversion of water under this right or diversion of supplemental water must not reduce flows of Willow Creek below 32 cfs from the point of diversion to the Johnson Road crossing of Willow Creek. Water diverted under this right and any supplemental water acquired shall be subject to the control of the watermaster of State Water District 01, Snake River.
9. This right does not grant any right-of-way or easement across the land of another.
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.

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, 20 12


Water Resources Program Manager