

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76835

This is to certify that: PRESTON WHITNEY IRRIGATION CO
 C/O LYLE PORTER, PRESIDENT
 PO BOX 311
 PRESTON ID 83263
 (208) 339-1864

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>
13-2298	WR/License	02/11/1957	N/A	3355 af	N/A	10,720.0	CUB RIVER

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>
13-2298	NO	NO	YES	YES	YES	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>
13-2298	13-2298	N/A	3355 af	4708.7		Irrigation Service Boundary	N/A	N/A	N/A	N/A
COMBINED TOTALS		N/A	3355 af	4708.7		Irrigation Service Boundary	N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 31st day of October, 20 11



 Water Resources Program Manager

SUPPORT DATA
 IN FILE # 13-2298

Right Holder: PRESTON WHITNEY IRRIGATION CO
C/O LYLE PORTER, PRESIDENT
PO BOX 311
PRESTON ID 83263

Source: CUB RIVER

BENEFICIAL USE

Volume
3,355.0 AF
3,355.0 AF

CUB RIVER (Rediversion)	NESESW	Sec. 8	Twp 15S	Rge 40E	FRANKLIN County
CUB RIVER (Injection)	SENESE	Sec. 10	Twp 15S	Rge 40E	FRANKLIN County
CUB RIVER	NWNENW	Sec. 8	Twp 15S	Rge 41E	FRANKLIN County

IRRIGATION STORAGE

[illegible]

WATER RIGHT NO. 13-2298
As Modified by Transfer No. 76835

CONDITIONS OF APPROVAL

1. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
2. This right is limited to the irrigation of 4708.7 acres within the authorized place of use in a single irrigation season.
3. The reservoir established by the storage of water under this right shall not exceed a total capacity of 3355.0 acre-feet.
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. 13-A.
5. 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).
6. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. Storage facility is known as Foster Reservoir.
8. The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.
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 31st day of October, 20 11

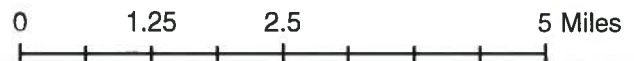
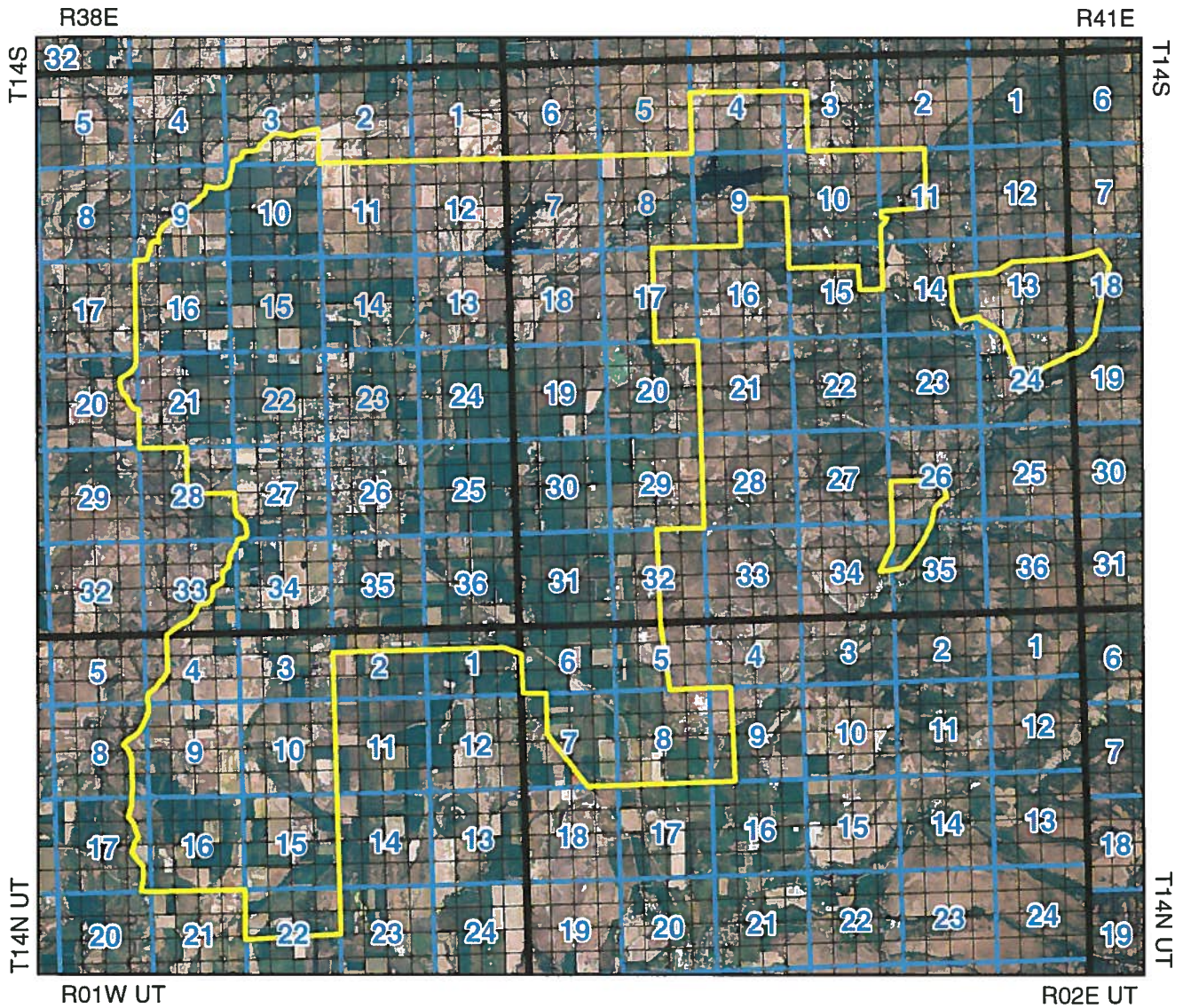

Water Resources Program Manager

State of Idaho
Department of Water Resources

Transfer Of Water Right

Transfer No. 76835

Water Service Area Boundary for Preston Whitney Irrigation Co
Rights: 13-2298



Legend

-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

