

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77009

This is to certify that: BEYELER RANCHES LLC
 C/O MERRILL AND SHARAL BEYELER
 PO BOX 62
 LEADORE ID 83464
 (208)768-2651

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>
74-158	WR/Decreed	07/01/1876	5.0 cfs	N/A	N/A	189.2	CANYON CREEK
74-159	AJC/Decreed	07/01/1876	0.5 cfs	N/A	N/A	39.0	CANYON CREEK
74-160	WR/Decreed	07/01/1877	0.5 cfs	N/A	N/A	15.5	CANYON CREEK
74-2326	WR/Decreed	04/11/1960	1.36 cfs	N/A	N/A	26.7	HAWLEY CREEK
74-2289	WR/Decreed	03/07/1944	0.74 cfs	N/A	N/A	35.6	CANYON CREEK
74-7185	WR/Decreed	05/31/1983	2.0cfs	720 af	N/A	240.0	GROUND WATER
74-31	WR/Decreed	06/01/1884	1.4 cfs	N/A	N/A	88.2	BIG TIMBER CREEK, LEMHI RIVER
74-871	WR/Decreed	08/09/1948	1.8 cfs	N/A	N/A	90.4	SPRINGS

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>
74-158	NO	YES	YES	YES	NO	NO
74-159	NO	YES	YES	YES	NO	NO
74-160	NO	YES	YES	YES	NO	NO
74-2326	NO	YES	YES	NO	NO	NO
74-2289	NO	YES	YES	YES	NO	NO
74-7185	NO	NO	YES	NO	NO	NO
74-31	NO	YES	YES	NO	NO	NO
74-871	NO	NO	YES	NO	NO	NO

SUPPORT DATA

IN FILE # 74-31

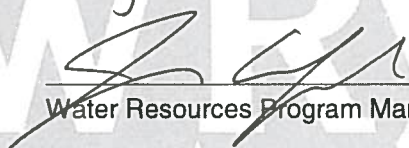
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77009

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
74-158	74-158	5.0cfs	N/A	189.2	573.3		N/A	N/A	N/A	N/A
74-159	74-159	0.5 cfs	N/A	39.0	573.3		N/A	N/A	N/A	N/A
74-160	74-160	0.5 cfs	N/A	15.5	573.3		N/A	N/A	N/A	N/A
74-2326	74-2326	1.36 cfs	N/A	26.7	573.3		N/A	N/A	N/A	N/A
74-2289	74-2289	0.74 cfs	N/A	35.6	573.3		N/A	N/A	N/A	N/A
74-7185	74-7185	2.0 cfs	720 af	240.0	573.3		N/A	N/A	N/A	N/A
74-31	74-31	1.4 cfs	N/A	88.2	573.3		N/A	N/A	N/A	N/A
74-871	74-871	1.8 cfs	N/A	90.4	573.3		N/A	N/A	N/A	N/A
COMBINED TOTALS		13.3 cfs	N/A	573.3	573.3		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 6th day of May, 20 11


Water Resources Program Manager

WATER RIGHT NO. 74-158
As Modified by Transfer No. 77009

In accordance with the approval of Transfer No. 77009, Water Right No. 74-158 is now described as follows.

Right Holder: BEYELER RANCHES LLC
 C/O MERRILL AND SHARAL BEYELER
 PO BOX 62
 LEADORE ID 83464

Priority Date: July 01, 1876

Source: LEMHI RIVER
 CANYON CREEK

Tributary: SALMON RIVER
 LEMHI RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15 to	11/15	5.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

CANYON CREEK	SWSE	Sec. 22 Twp 16N	Rge 26E	LEMHI County
CANYON CREEK	SESE	Sec. 22 Twp 16N	Rge 26E	LEMHI County
LEMHI RIVER	NENW	Sec. 28 Twp 16N	Rge 26E	LEMHI 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	
16N	26E	21									31.6			13.6	33.5	40.0	39.3	29.9	187.9
16N	26E	27			31.1				33.2	40.0	37.8	28.3							170.4
16N	26E	28	35.9	40.0	28.1	40.0	11.9	3.6	5.9	19.1					30.1	.4			215.0

Total Acres: 573.3

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 189.2 acres within the authorized place of use in a single irrigation season.
2. Rights 74-31, 74-158, 74-159, 74-160, 74-871, 74-2289, 74-2326 and 74-7185 when combined shall not exceed the irrigation of 573.3 acres.
3. Use of water under this right will be regulated by two watermasters with responsibility for the distribution of water among appropriators within both water districts. At the time of this approval, this water right is within State Water District No. 74 & 74-W.
4. 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).
5. 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.

WATER RIGHT NO. 74-158
As Modified by Transfer No. 77009

CONDITIONS OF APPROVAL

6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the department for measuring the flow in Canyon Creek at the original points of diversion and at the point of diversion from the Lemhi River.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. This right does not grant any right-of-way or easement across the land of another.
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 6th day of May, 20 11


Water Resources Program Manager

WATER RIGHT NO. 74-159
As Modified by Transfer No. 77009

In accordance with the approval of Transfer No. 77009, Water Right No. 74-159 is now described as follows.

Right Holder: BEYELER RANCHES LLC
 C/O MERRILL AND SHARAL BEYELER
 PO BOX 62
 LEADORE ID 83464

Priority Date: July 01, 1876

Source: LEMHI RIVER
 CANYON CREEK

Tributary: SALMON RIVER
 LEMHI RIVER

BENEFICIAL USE

IRRIGATION

From **To**
 03/15 to 11/15

Diversion Rate

0.50 CFS

LOCATION OF POINT(S) OF DIVERSION:

CANYON CREEK	SWSE	Sec. 22 Twp 16N	Rge 26E	LEMHI County
CANYON CREEK	SESE	Sec. 22 Twp 16N	Rge 26E	LEMHI County
LEMHI RIVER	NENW	Sec. 28 Twp 16N	Rge 26E	LEMHI 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	
16N	26E	21								31.6			13.6		33.5	40.0	39.3	29.9	187.9
16N	26E	27			31.1				33.2	40.0	37.8	28.3							170.4
16N	26E	28	35.9	40.0	28.1	40.0	11.9	3.6	5.9	19.1					30.1	.4			215.0

Total Acres: 573.3

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 39.0 acres within the authorized place of use in a single irrigation season.
2. Rights 74-31, 74-158, 74-159, 74-160, 74-871, 74-2289, 74-2326 and 74-7185 when combined shall not exceed the irrigation of 573.3 acres.
3. Use of water under this right will be regulated by two watermasters with responsibility for the distribution of water among appropriators within both water districts. At the time of this approval, this water right is within State Water District No. 74 & 74-W.
4. 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).
5. 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.

WATER RIGHT NO. 74-159
As Modified by Transfer No. 77009

CONDITIONS OF APPROVAL

6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the department for measuring the flow in Canyon Creek at the original points of diversion and at the point of diversion from the Lemhi River.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. This right does not grant any right-of-way or easement across the land of another.
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 6th day of May, 20 11


Water Resources Program Manager

WATER RIGHT NO. 74-160
As Modified by Transfer No. 77009

In accordance with the approval of Transfer No. 77009, Water Right No. 74-160 is now described as follows.

Right Holder: BEYELER RANCHES LLC
 C/O MERRILL AND SHARAL BEYELER
 PO BOX 62
 LEADORE ID 83464

Priority Date: July 01, 1877

Source: LEMHI RIVER
 CANYON CREEK

Tributary: SALMON RIVER
 LEMHI RIVER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15 to 11/15	0.50 CFS

LOCATION OF POINT(S) OF DIVERSION:

CANYON CREEK	SWSE	Sec. 22 Twp 16N	Rge 26E	LEMHI County
CANYON CREEK	SESE	Sec. 22 Twp 16N	Rge 26E	LEMHI County
LEMHI RIVER	NENW	Sec. 28 Twp 16N	Rge 26E	LEMHI 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	
16N	26E	21								31.6			13.6		33.5	40.0	39.3	29.9	187.9
16N	26E	27			31.1				33.2	40.0	37.8	28.3							170.4
16N	26E	28	35.9	40.0	28.1	40.0	11.9	3.6	5.9	19.1				30.1	.4				215.0

Total Acres: 573.3

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 15.5 acres within the authorized place of use in a single irrigation season.
2. Rights 74-31, 74-158, 74-159, 74-160, 74-871, 74-2289, 74-2326 and 74-7185 when combined shall not exceed the irrigation of 573.3 acres.
3. Use of water under this right will be regulated by two watermasters with responsibility for the distribution of water among appropriators within both water districts. At the time of this approval, this water right is within State Water District No. 74 & 74-W.
4. 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).
5. 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.

WATER RIGHT NO. 74-160
As Modified by Transfer No. 77009

CONDITIONS OF APPROVAL

6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the department for measuring the flow in Canyon Creek at the original points of diversion and at the point of diversion from the Lemhi River.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. This right does not grant any right-of-way or easement across the land of another.
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 6th day of May, 20 11


Water Resources Program Manager

WATER RIGHT NO. 74-2289
As Modified by Transfer No. 77009

In accordance with the approval of Transfer No. 77009, Water Right No. 74-2289 is now described as follows.

Right Holder: BEYELER RANCHES LLC
 C/O MERRILL AND SHARAL BEYELER
 PO BOX 62
 LEADORE ID 83464

Priority Date: March 07, 1944

Source: LEMHI RIVER
 CANYON CREEK

Tributary: SALMON RIVER
 LEMHI RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15 to	11/15	0.74 CFS

LOCATION OF POINT(S) OF DIVERSION:

CANYON CREEK	SWSE	Sec. 22 Twp 16N	Rge 26E	LEMHI County
CANYON CREEK	SESE	Sec. 22 Twp 16N	Rge 26E	LEMHI County
LEMHI RIVER	NENW	Sec. 28 Twp 16N	Rge 26E	LEMHI 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	
16N	26E	21								31.6			13.6		33.5	40.0	39.3	29.9	187.9
16N	26E	27			31.1				33.2	40.0	37.8	28.3							170.4
16N	26E	28	35.9	40.0	28.1	40.0	11.9	3.6	5.9	19.1					30.1	.4			215.0

Total Acres: 573.3

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 35.6 acres within the authorized place of use in a single irrigation season.
2. Rights 74-31, 74-158, 74-159, 74-160, 74-871, 74-2289, 74-2326 and 74-7185 when combined shall not exceed the irrigation of 573.3 acres.
3. Use of water under this right will be regulated by two watermasters with responsibility for the distribution of water among appropriators within both water districts. At the time of this approval, this water right is within State Water District No. 74 & 74-W.
4. 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).
5. 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.

WATER RIGHT NO. 74-2289
As Modified by Transfer No. 77009

CONDITIONS OF APPROVAL

6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the department for measuring the flow in Canyon Creek at the original points of diversion and at the point of diversion from the Lemhi River.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. This right does not grant any right-of-way or easement across the land of another.
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 6th day of May, 20 11


Water Resources Program Manager

WATER RIGHT NO. 74-2326
As Modified by Transfer No. 77009

In accordance with the approval of Transfer No. 77009, Water Right No. 74-2326 is now described as follows.

Right Holder: BEYELER RANCHES LLC
 C/O MERRILL AND SHARAL BEYELER
 PO BOX 62
 LEADORE ID 83464

Priority Date: April 11, 1960

Source: HAWLEY CREEK

Tributary: EIGHTEENMILE CREEK

BENEFICIAL USE

IRRIGATION

From

03/15 to 11/15

To

Diversion Rate

1.36 CFS

LOCATION OF POINT(S) OF DIVERSION:

HAWLEY CREEK

NENE

Sec. 34 Twp 16N Rge 26E LEMHI 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	
16N	26E	21									31.6			13.6	33.5	40.0	39.3	29.9	187.9
16N	26E	27			31.1				33.2	40.0	37.8	28.3							170.4
16N	26E	28	35.9	40.0	28.1	40.0	11.9	3.6	5.9	19.1					30.1	.4			215.0

Total Acres: 573.3

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 26.7 acres within the authorized place of use in a single irrigation season.
2. Rights 74-31, 74-158, 74-159, 74-160, 74-871, 74-2289, 74-2326 and 74-7185 when combined shall not exceed the irrigation of 573.3 acres.
3. 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. 74-W.
4. 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).
5. 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.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.

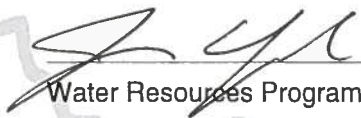
WATER RIGHT NO. 74-2326
As Modified by Transfer No. 77009

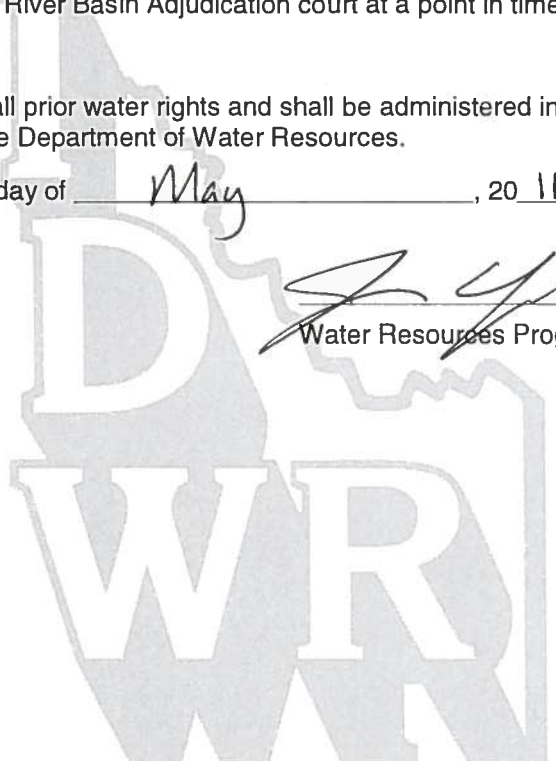
CONDITIONS OF APPROVAL

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.
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 6th day of May, 20 11


Water Resources Program Manager



WATER RIGHT NO. 74-871
As Modified by Transfer No. 77009

In accordance with the approval of Transfer No. 77009, Water Right No. 74-871 is now described as follows.

Right Holder: BEYELER RANCHES LLC
 C/O MERRILL AND SHARAL BEYELER
 PO BOX 62
 LEADORE ID 83464

Priority Date: August 09, 1948

Source: SPRINGS

Tributary: EIGHTEENMILE CREEK

BENEFICIAL USE

IRRIGATION

From

03/15 to 11/15

To

Diversion Rate

1.80 CFS

LOCATION OF POINT(S) OF DIVERSION:

SPRINGS

SWNW

Sec. 35 Twp 16N Rge 26E LEMHI 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	
16N	26E	21									31.6			13.6	33.5	40.0	39.3	29.9	187.9
16N	26E	27			31.1				33.2	40.0	37.8	28.3							170.4
16N	26E	28	35.9	40.0	28.1	40.0	11.9	3.6	5.9	19.1					30.1	.4			215.0

Total Acres: 573.3

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 90.4 acres within the authorized place of use in a single irrigation season.
2. Rights 74-871 and 74-7185 when combined shall not exceed the irrigation of 240.0 acres.
3. Rights 74-31, 74-158, 74-159, 74-160, 74-871, 74-2289, 74-2326 and 74-7185 when combined shall not exceed the irrigation of 573.3 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. 74-W.
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.

WATER RIGHT NO. 74-871
As Modified by Transfer No. 77009

CONDITIONS OF APPROVAL

7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. This right does not grant any right-of-way or easement across the land of another.
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 6th day of May, 20 11


Water Resources Program Manager

WATER RIGHT NO. 74-7185
As Modified by Transfer No. 77009

In accordance with the approval of Transfer No. 77009, Water Right No. 74-7185 is now described as follows.

Right Holder: BEYELER RANCHES LLC
 C/O MERRILL AND SHARAL BEYELER
 PO BOX 62
 LEADORE ID 83464

Priority Date: May 31, 1983

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	2.00 CFS	720.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESW Sec. 27 Twp 16N Rge 26E LEMHI 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	
16N	26E	21									31.6		13.6		33.5	40.0	39.3	29.9	187.9
16N	26E	27			31.1				33.2	40.0	37.8	28.3							170.4
16N	26E	28	35.9	40.0	28.1	40.0	11.9	3.6	5.9	19.1					30.1	.4			215.0

Total Acres: 573.3

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 240.0 acres within the authorized place of use in a single irrigation season.
2. Rights 74-871 and 74-7185 when combined shall not exceed the irrigation of 240.0 acres.
3. Rights 74-31, 74-158, 74-159, 74-160, 74-871, 74-2289, 74-2326 and 74-7185 when combined shall not exceed the irrigation of 573.3 acres.
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 3.5 afa per acre at the field headgate for irrigation of the place of use.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 7/19/2007.

WATER RIGHT NO. 74-7185
As Modified by Transfer No. 77009

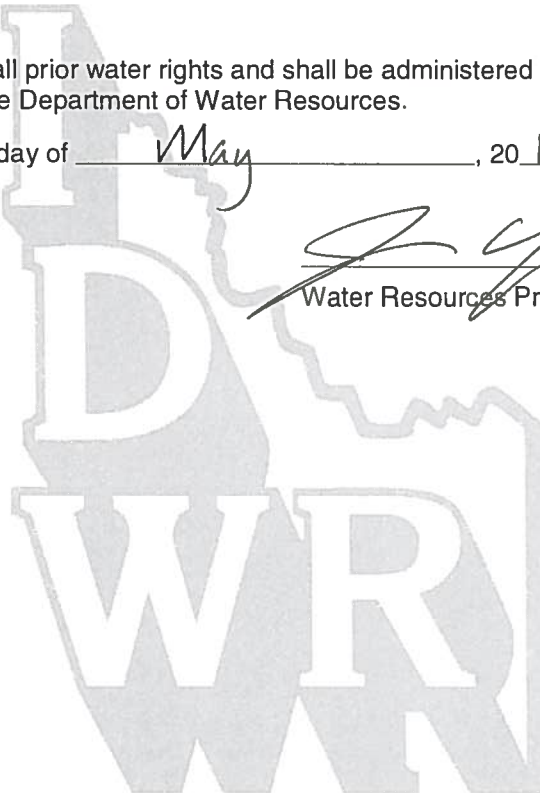
CONDITIONS OF APPROVAL

7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 6th day of May, 20 11


Water Resources Program Manager



WATER RIGHT NO. 74-31
As Modified by Transfer No. 77009

In accordance with the approval of Transfer No. 77009, Water Right No. 74-31 is now described as follows.

Right Holder: BEYELER RANCHES LLC
 C/O MERRILL AND SHARAL BEYELER
 PO BOX 62
 LEADORE ID 83464

Priority Date: June 01, 1884

Source: LEMHI RIVER
 BIG TIMBER CREEK **Tributary:** SALMON RIVER
 LEMHI RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	1.40 CFS

LOCATION OF POINT(S) OF DIVERSION:

LEMHI RIVER (Rediversion)	NENW	Sec. 28 Twp 16N Rge 26E LEMHI County
BIG TIMBER CREEK (Injection)	SWNW	Sec. 28 Twp 16N Rge 26E LEMHI County
BIG TIMBER CREEK (Injection)	SENW	Sec. 28 Twp 16N Rge 26E LEMHI 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	
16N	26E	21									31.6			13.6	33.5	40.0	39.3	29.9	187.9
16N	26E	27			31.1				33.2	40.0	37.8	28.3							170.4
16N	26E	28	35.9	40.0	28.1	40.0	11.9	3.6	5.9	19.1				30.1	.4				215.0

Total Acres: 573.3

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 88.2 acres within the authorized place of use in a single irrigation season.
2. Rights 74-31, 74-158, 74-159, 74-160, 74-871, 74-2289, 74-2326 and 74-7185 when combined shall not exceed the irrigation of 573.3 acres.
3. Use of water under this right will be regulated by two watermasters with responsibility for the distribution of water among appropriators within both water districts. At the time of this approval, this water right is within State Water District Nos. 74 & 74W.
4. 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).

WATER RIGHT NO. 74-31
As Modified by Transfer No. 77009

CONDITIONS OF APPROVAL

5. Water diverted from the Lemhi River under this right is exchanged with water from Big Timber Creek by allowing water to bypass the original point of diversion on Big Timber Creek and flow downstream into the Lemhi River.
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. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
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 6th day of May, 20 11


Water Resources Program Manager