

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77056

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>
35-13932	WR/Decreed	05/26/1967	5.64 cfs	1646.4 af	411.6	625.0	GROUND WATER
35-13934	WR/Decreed	09/25/1973	7.45 cfs	1490.4 af	372.6	1,188.0	GROUND WATER
35-13936	WR/Decreed	09/25/1973	7.35 cfs	1471.2 af	367.8	1,188.0	GROUND WATER
35-13938	WR/Decreed	04/08/1975	7.45 cfs	1490.4 af	372.6	1,188.0	GROUND WATER
35-13940	WR/Decreed	05/23/1975	3.72 cfs	744 af	186.0	1,188.0	GROUND WATER
35-13942	WR/Decreed	07/27/1976	0.96 cfs	192 af	48.0	1,188.0	GROUND WATER
35-13950	WR/Decreed	05/23/1975	0.8 cfs	160.8 af	40.2	1,188.0	GROUND WATER
35-13952	WR/Decreed	10/10/1973	0.59 cfs	184.8 af	46.2	1,188.0	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>
35-13932	NO	NO	YES	NO	NO	NO
35-13934	YES	YES	YES	NO	NO	NO
35-13936	YES	YES	YES	NO	NO	NO
35-13938	YES	YES	YES	NO	NO	NO
35-13940	YES	YES	YES	NO	NO	NO
35-13942	YES	YES	YES	NO	NO	NO
35-13950	YES	YES	YES	NO	NO	NO
35-13952	YES	YES	YES	NO	NO	NO

SUPPORT DATA

IN FILE # 35-13932

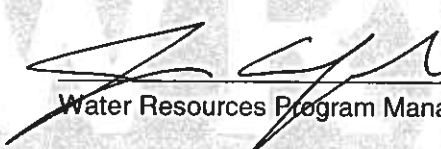
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77056

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
35-13932	35-13932	5.64 cfs	1646.4 af	411.6	640.0		N/A	N/A	N/A	N/A
35-13934	35-14099	0.83 cfs	165.6 af	41.4	640.0	35-14098	6.62 cfs	1324.8 af	331.2	1,056.0
35-13936	35-14101	0.82 cfs	163.6 af	40.9	640.0	35-14100	6.53 cfs	1307.6 af	326.9	1,056.0
35-13938	35-14103	0.83 cfs	165.6 af	41.4	640.0	35-14102	6.62 cfs	1324.8 af	331.2	1,056.0
35-13940	35-14105	0.41 cfs	82.8 af	20.7	640.0	35-14104	3.31 cfs	661.2 af	165.3	1,056.0
35-13942	35-14107	0.11 cfs	21.2 af	5.3	640.0	35-14106	0.85 cfs	170.8 af	42.7	1,056.0
35-13950	35-14109	0.09 cfs	18 af	4.5	640.0	35-14108	0.71 cfs	142.8 af	35.7	1,056.0
35-13952	35-14111	0.07 cfs	20.4 af	5.1	640.0	35-14110	0.52 cfs	164.4 af	41.1	1,056.0
COMBINED TOTALS		6.67 cfs	2085.6 af	543.6	640.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 9th day of March, 2011


 Water Resources Program Manager

WATER RIGHT NO. 35-13932
As Modified by Transfer No. 77056

In accordance with the approval of Transfer No. 77056, 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				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	35E	22	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

Total Acres: 640

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. This right is limited to the irrigation of a specific 543.6 acres within the 640.0 acre place of use authorized by this right in a single irrigation season. The specific 543.6 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 543.6 acres to be irrigated within the 640.0 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. 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. 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.

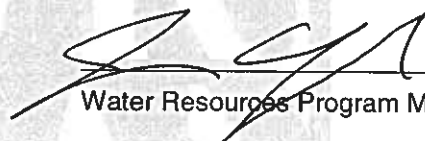
WATER RIGHT NO. 35-13932
As Modified by Transfer No. 77056

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 77056, 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.
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 9th day of March, 20 11


Water Resources Program Manager

WATER RIGHT NO. 35-14098
As Modified by Transfer No. 77056

In accordance with the approval of Transfer No. 77056, Water Right No. 35-14098 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	6.62 CFS	1,324.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESW	Sec. 16 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESW	Sec. 20 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESW	Sec. 21 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NWNWSE	Sec. 28 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NWSW	Sec. 29 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESE	Sec. 31 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	21	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	528.0
04N	35E	28	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	528.0

Total Acres: 1056

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 331.2 acres within the place of use described above in a single irrigation season.
2. Rights 35-14098, 35-14100, 35-14102 and 35-14104 when combined shall not exceed a total diversion rate of 7.32 cfs, a total annual maximum diversion volume of 3105.1 af at the field headgate, and the irrigation of 1056.0 acres.
3. Rights 35-14098, 35-14100, 35-14102, 35-14104, 35-14106, 35-14108 and 35-14110 when combined shall not exceed 8.24 cfs, nor total combined annual volume of 3514.0 af for the irrigation of a total of 1056.0 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. 120.
5. 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.

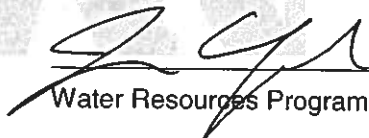
WATER RIGHT NO. 35-14098
As Modified by Transfer No. 77056

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 75094 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.
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 approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
10. The right holder shall accomplish the change authorized by this transfer within one (1) 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 9th day of March, 20 11


Water Resources Program Manager

WATER RIGHT NO. 35-14099
As Modified by Transfer No. 77056

In accordance with the approval of Transfer No. 77056, 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

<u>Twp</u>	<u>Rge</u>	<u>Sec</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>	<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>Totals</u>
04N	35E	22	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

Total Acres: 640

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. This right is limited to the irrigation of a specific 543.6 acres within the 640.0 acre place of use authorized by this right in a single irrigation season. The specific 543.6 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 543.6 acres to be irrigated within the 640.0 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.

WATER RIGHT NO. 35-14099
As Modified by Transfer No. 77056

CONDITIONS OF APPROVAL

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. 120.
7. 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.
8. Prior to the diversion and use of water under Transfer approval 77056 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 (1) 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 9th day of March, 20 11



Water Resources Program Manager

WATER RIGHT NO. 35-14100
As Modified by Transfer No. 77056

In accordance with the approval of Transfer No. 77056, Water Right No. 35-14100 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	6.53 CFS	1,307.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESE	Sec. 16 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESW	Sec. 20 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESW	Sec. 21 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NWNWSE	Sec. 28 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NWSW	Sec. 29 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESE	Sec. 31 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	21	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	528.0
04N	35E	28	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	528.0

Total Acres: 1056

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 326.9 acres within the place of use described above in a single irrigation season.
2. Rights 35-14098, 35-14100, 35-14102 and 35-14104 when combined shall not exceed a total diversion rate of 7.32 cfs, a total annual maximum diversion volume of 3105.1 af at the field headgate, and the irrigation of 1056.0 acres.
3. Rights 35-14098, 35-14100, 35-14102, 35-14104, 35-14106, 35-14108 and 35-14110 when combined shall not exceed 8.24 cfs, nor total combined annual volume of 3514.0 af for the irrigation of a total of 1056.0 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. 120.
5. 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.

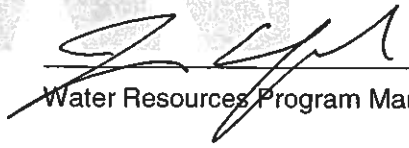
WATER RIGHT NO. 35-14100
As Modified by Transfer No. 77056

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 75094 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.
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 approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
10. The right holder shall accomplish the change authorized by this transfer within one (1) 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 9th day of March, 20 11


Water Resources Program Manager

WATER RIGHT NO. 35-14101
As Modified by Transfer No. 77056

In accordance with the approval of Transfer No. 77056, 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				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	35E	22	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

Total Acres: 640

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. This right is limited to the irrigation of a specific 543.6 acres within the 640.0 acre place of use authorized by this right in a single irrigation season. The specific 543.6 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 543.6 acres to be irrigated within the 640.0 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.

WATER RIGHT NO. 35-14101
As Modified by Transfer No. 77056

CONDITIONS OF APPROVAL

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. 120.
7. 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.
8. Prior to the diversion and use of water under Transfer approval 77056 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 (1) 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 9th day of March, 20 11


Water Resources Program Manager

WATER RIGHT NO. 35-14102
As Modified by Transfer No. 77056

In accordance with the approval of Transfer No. 77056, Water Right No. 35-14102 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	6.62 CFS	1,324.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESEW	Sec. 16 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESW	Sec. 20 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESW	Sec. 21 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NWNWSE	Sec. 28 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NWSW	Sec. 29 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESE	Sec. 31 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	21	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	528.0
04N	35E	28	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	528.0

Total Acres: 1056

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 331.2 acres within the place of use described above in a single irrigation season.
2. Rights 35-14098, 35-14100, 35-14102 and 35-14104 when combined shall not exceed a total diversion rate of 7.32 cfs, a total annual maximum diversion volume of 3105.1 af at the field headgate, and the irrigation of 1056.0 acres.
3. Rights 35-14098, 35-14100, 35-14102, 35-14104, 35-14106, 35-14108 and 35-14110 when combined shall not exceed 8.24 cfs, nor total combined annual volume of 3514.0 af for the irrigation of a total of 1056.0 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. 120.
5. 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.

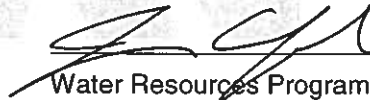
WATER RIGHT NO. 35-14102
As Modified by Transfer No. 77056

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 75094 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.
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 approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
10. The right holder shall accomplish the change authorized by this transfer within one (1) 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 9th day of March, 20 11


Water Resources Program Manager

WATER RIGHT NO. 35-14103
As Modified by Transfer No. 77056

In accordance with the approval of Transfer No. 77056, 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	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

Total Acres: 640

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. This right is limited to the irrigation of a specific 543.6 acres within the 640.0 acre place of use authorized by this right in a single irrigation season. The specific 543.6 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 543.6 acres to be irrigated within the 640.0 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.

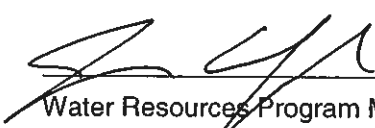
WATER RIGHT NO. 35-14103
As Modified by Transfer No. 77056

CONDITIONS OF APPROVAL

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. 120.
7. 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.
8. Prior to the diversion and use of water under Transfer approval 77056 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 (1) 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 9th day of March, 20 11


Water Resources Program Manager

WATER RIGHT NO. 35-14104
As Modified by Transfer No. 77056

In accordance with the approval of Transfer No. 77056, Water Right No. 35-14104 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	3.31 CFS	661.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESEW	Sec. 16 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESW	Sec. 20 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESW	Sec. 21 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NWNWSE	Sec. 28 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NWSW	Sec. 29 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESE	Sec. 31 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	21	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	528.0
04N	35E	28	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	528.0

Total Acres: 1056

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 165.3 acres within the place of use described above in a single irrigation season.
2. Rights 35-14098, 35-14100, 35-14102 and 35-14104 when combined shall not exceed a total diversion rate of 7.32 cfs, a total annual maximum diversion volume of 3105.1 af at the field headgate, and the irrigation of 1056.0 acres.
3. Rights 35-14098, 35-14100, 35-14102, 35-14104, 35-14106, 35-14108 and 35-14110 when combined shall not exceed 8.24 cfs, nor total combined annual volume of 3514.0 af for the irrigation of a total of 1056.0 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. 120.
5. 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. 35-14104
As Modified by Transfer No. 77056

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 75094 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.
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 approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
10. The right holder shall accomplish the change authorized by this transfer within one (1) 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 9th day of March, 2011


Water Resources Program Manager

WATER RIGHT NO. 35-14105
As Modified by Transfer No. 77056

In accordance with the approval of Transfer No. 77056, 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
			<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	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

Total Acres: 640

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. This right is limited to the irrigation of a specific 543.6 acres within the 640.0 acre place of use authorized by this right in a single irrigation season. The specific 543.6 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 543.6 acres to be irrigated within the 640.0 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.

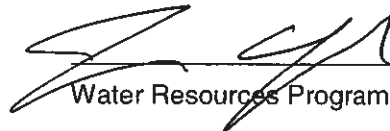
WATER RIGHT NO. 35-14105
As Modified by Transfer No. 77056

CONDITIONS OF APPROVAL

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. 120.
7. 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.
8. Prior to the diversion and use of water under Transfer approval 77056 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 (1) 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 9th day of March, 2011


Water Resources Program Manager

WATER RIGHT NO. 35-14106
As Modified by Transfer No. 77056

In accordance with the approval of Transfer No. 77056, Water Right No. 35-14106 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	0.85 CFS	170.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESE	Sec. 16 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESW	Sec. 20 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESW	Sec. 21 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NWNWSE	Sec. 28 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NWSW	Sec. 29 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESE	Sec. 31 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	21	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	528.0
04N	35E	28	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	528.0

Total Acres: 1056

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 42.7 acres within the place of use described above in a single irrigation season.
2. Rights 35-14106, 35-14108 and 35-14110 when combined shall not exceed a total diversion rate of 0.92 cfs, a total annual maximum diversion volume of 392.3 af at the field headgate, and the irrigation of 119.5 acres.
3. Rights 35-14098, 35-14100, 35-14102, 35-14104, 35-14106, 35-14108 and 35-14110 when combined shall not exceed 8.24 cfs, nor total combined annual volume of 3514.0 af for the irrigation of a total of 1056.0 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. 120.
5. 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. 35-14106
As Modified by Transfer No. 77056

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 75094 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.
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 approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
10. The right holder shall accomplish the change authorized by this transfer within one (1) 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 9th day of March, 20 11


Water Resources Program Manager

WATER RIGHT NO. 35-14107
As Modified by Transfer No. 77056

In accordance with the approval of Transfer No. 77056, 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				
			<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>	<u>Totals</u>
04N	35E	22	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

Total Acres: 640

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. This right is limited to the irrigation of a specific 543.6 acres within the 640.0 acre place of use authorized by this right in a single irrigation season. The specific 543.6 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 543.6 acres to be irrigated within the 640.0 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.

WATER RIGHT NO. 35-14107

As Modified by Transfer No. 77056

CONDITIONS OF APPROVAL

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. 120.
7. 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.
8. Prior to the diversion and use of water under Transfer approval 77056 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 (1) 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 9th day of March, 20 11


Water Resources Program Manager

WATER RIGHT NO. 35-14108
As Modified by Transfer No. 77056

In accordance with the approval of Transfer No. 77056, Water Right No. 35-14108 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	0.71 CFS	142.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESEW	Sec. 16 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESW	Sec. 20 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESW	Sec. 21 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NWNWSE	Sec. 28 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NWSW	Sec. 29 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESE	Sec. 31 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	21	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	528.0
04N	35E	28	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	528.0

Total Acres: 1056

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 35.7 acres within the place of use described above in a single irrigation season.
2. Rights 35-14106, 35-14108 and 35-14110 when combined shall not exceed a total diversion rate of 0.92 cfs, a total annual maximum diversion volume of 392.3 af at the field headgate, and the irrigation of 119.5 acres.
3. Rights 35-14098, 35-14100, 35-14102, 35-14104, 35-14106, 35-14108 and 35-14110 when combined shall not exceed 8.24 cfs, nor total combined annual volume of 3514.0 af for the irrigation of a total of 1056.0 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. 120.
5. 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. 35-14108
As Modified by Transfer No. 77056

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 75094 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.
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 approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
10. The right holder shall accomplish the change authorized by this transfer within one (1) 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 9th day of March, 20 11


Water Resources Program Manager

WATER RIGHT NO. 35-14109
As Modified by Transfer No. 77056

In accordance with the approval of Transfer No. 77056, 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				
			<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>	<u>Totals</u>
04N	35E	22	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

Total Acres: 640

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. This right is limited to the irrigation of a specific 543.6 acres within the 640.0 acre place of use authorized by this right in a single irrigation season. The specific 543.6 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 543.6 acres to be irrigated within the 640.0 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.

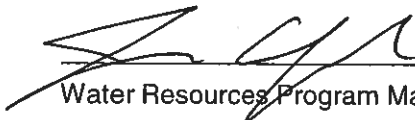
WATER RIGHT NO. 35-14109
As Modified by Transfer No. 77056

CONDITIONS OF APPROVAL

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. 120.
7. 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.
8. Prior to the diversion and use of water under Transfer approval 77056 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 (1) 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 9th day of March, 2011


Water Resources Program Manager

WATER RIGHT NO. 35-14110
As Modified by Transfer No. 77056

In accordance with the approval of Transfer No. 77056, Water Right No. 35-14110 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	0.52 CFS	164.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESEW	Sec. 16 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESW	Sec. 20 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESW	Sec. 21 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NWNWSE	Sec. 28 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NWSW	Sec. 29 Twp 04N	Rge 35E	JEFFERSON County
GROUND WATER	NENESE	Sec. 31 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	21	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	528.0
04N	35E	28	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	528.0

Total Acres: 1056

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 41.1 acres within the place of use described above in a single irrigation season.
2. Rights 35-14106, 35-14108 and 35-14110 when combined shall not exceed a total diversion rate of 0.92 cfs, a total annual maximum diversion volume of 392.3 af at the field headgate, and the irrigation of 119.5 acres.
3. Rights 35-14098, 35-14100, 35-14102, 35-14104, 35-14106, 35-14108 and 35-14110 when combined shall not exceed 8.24 cfs, nor total combined annual volume of 3514.0 af for the irrigation of a total of 1056.0 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. 120.
5. 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.

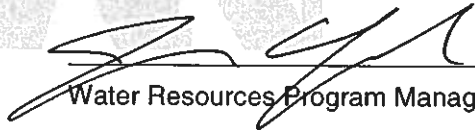
WATER RIGHT NO. 35-14110
As Modified by Transfer No. 77056

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 75094 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.
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 approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
10. The right holder shall accomplish the change authorized by this transfer within one (1) 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 9th day of March, 20 11


Water Resources Program Manager

WATER RIGHT NO. 35-14111
As Modified by Transfer No. 77056

In accordance with the approval of Transfer No. 77056, 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				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	35E	22	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

Total Acres: 640

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. This right is limited to the irrigation of a specific 543.6 acres within the 640.0 acre place of use authorized by this right in a single irrigation season. The specific 543.6 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 543.6 acres to be irrigated within the 640.0 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.

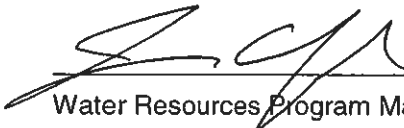
WATER RIGHT NO. 35-14111
As Modified by Transfer No. 77056

CONDITIONS OF APPROVAL

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. 120.
7. 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.
8. Prior to the diversion and use of water under Transfer approval 77056 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 (1) 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 9th day of March, 20 11


Water Resources Program Manager