

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74980**

This is to certify that: BRAD FOSTER And
SHAROL FOSTER
PO BOX 40
RIRIE ID 83443
(208)538-5172

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
35-2358	WR/Decreed	12/10/1953	5.0 cfs	1000 af	N/A	250.0	GROUND WATER
35-2244	WR/Decreed	09/05/1952	4.0 cfs	840 af	N/A	210.0	GROUND WATER
35-13682	WR/Decreed	04/03/1967	3.51 cfs	N/A	435.0	240.0	GROUND WATER
35-13683	WR/Decreed	04/03/1967	3.43 cfs	N/A	435.0	235.0	GROUND WATER
35-13684	WR/Decreed	04/01/1971	0.3 cfs	N/A	N/A	240.0	GROUND WATER
35-13685	WR/Decreed	04/01/1971	0.29 cfs	N/A	N/A	235.0	GROUND WATER
35-13687	WR/Decreed	06/14/1965	0.75 cfs	N/A	439.0	61.0	GROUND WATER
35-13689	WR/Decreed	03/06/1953	0.27 cfs	N/A	126.0	61.0	GROUND WATER
35-13774	WR/Decreed	03/06/1953	1.93 cfs	N/A	108.3	433.0	GROUND WATER
35-13775	WR/Decreed	03/06/1953	0.32 cfs	N/A	17.7	71.0	GROUND WATER
35-13776	WR/Decreed	06/14/1965	5.33 cfs	N/A	377.2	433.0	GROUND WATER
35-13777	WR/Decreed	06/14/1965	0.87 cfs	N/A	61.8	71.0	GROUND WATER
35-13822	WR/Decreed	05/01/1980	2.64 cfs	1084 af	271.0	416.0	GROUND WATER
35-13953	WR/Decreed	05/06/1957	0.4 cfs	N/A	28.2	28.2	GROUND WATER

SUPPORT DATA

IN FILE # 35-2358

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74980

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>
35-2358	NO	YES	YES	YES	NO	NO
35-2244	NO	YES	YES	YES	NO	NO
35-13682	NO	YES	YES	YES	NO	NO
35-13683	NO	YES	YES	YES	NO	NO
35-13684	NO	YES	YES	YES	NO	NO
35-13685	NO	YES	YES	YES	NO	NO
35-13687	NO	YES	YES	YES	NO	NO
35-13689	NO	YES	YES	YES	NO	NO
35-13774	NO	YES	YES	YES	NO	NO
35-13775	NO	YES	YES	YES	NO	NO
35-13776	NO	YES	YES	YES	NO	NO
35-13777	NO	YES	YES	YES	NO	NO
35-13822	NO	YES	YES	YES	NO	NO
35-13953	NO	YES	YES	YES	NO	NO

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
35-2358	35-2358	5.0 cfs	1000 af	250.0	1,799.2		N/A	N/A	N/A	N/A
35-2244	35-2244	4.0 cfs	840 af	210.0	1,799.2		N/A	N/A	N/A	N/A
35-13682	35-13682	3.51 cfs	879.2 af	219.8	1,799.2		N/A	N/A	N/A	N/A
35-13683	35-13683	3.43 cfs	860.8 af	215.2	1,799.2		N/A	N/A	N/A	N/A
35-13684	35-13684	0.3 cfs	80.8 af	20.2	1,799.2		N/A	N/A	N/A	N/A
35-13685	35-13685	0.29 cfs	79.2 af	19.8	1,799.2		N/A	N/A	N/A	N/A
35-13687	35-13687	0.75 cfs	189.6 af	47.4	1,799.2		N/A	N/A	N/A	N/A
35-13689	35-13689	0.27 cfs	54.4 af	13.6	1,799.2		N/A	N/A	N/A	N/A
35-13774	35-13774	1.93 cfs	386.4 af	96.6	1,799.2		N/A	N/A	N/A	N/A
35-13775	35-13775	0.32 cfs	63.2 af	15.8	1,799.2		N/A	N/A	N/A	N/A
35-13776	35-13776	5.33 cfs	1346.4 af	336.6	1,799.2		N/A	N/A	N/A	N/A
35-13777	35-13777	0.87 cfs	220 af	55.0	1,799.2		N/A	N/A	N/A	N/A
35-13822	35-13822	2.64 cfs	1084 af	271.0	1,799.2		N/A	N/A	N/A	N/A
35-13953	35-13953	0.4 cfs	112.8 af	28.2	1,799.2		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		25.93 cfs	7196.8 af	1799.2	1799.2		N/A	N/A	N/A	N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74980

Detailed Water Right Description(s) attached

Dated this 7th day of December, 2010



Water Resources Program Manager



WATER RIGHT NO. 35-13683
As Modified by Transfer No. 74980

In accordance with the approval of Transfer No. 74980, Water Right No. 35-13683 is now described as follows.

Right Holder: BRAD FOSTER And
 SHAROL FOSTER
 PO BOX 40
 RIRIE ID 83443

Priority Date: April 03, 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 10/30	3.43 CFS	860.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L3 (SESENW)	Sec. 2 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NENE	Sec. 11 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NWNENW	Sec. 12 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	SESE	Sec. 6 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NWNWNW	Sec. 7 Twp 01S	Rge 34E	BINGHAM 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	
01S	33E	1			.8 L 2	29.0 L 1					21.0	38.0	37.0	32.0	36.0	1.4	3.0		198.2
01S	33E	2			23.0 L 2				16.0 L 3	32.0			7.0	28.0	40.0	38.0	28.0		212.0
01S	33E	11	40.0	34.0	40.0	40.0								40.0	40.0	35.0	40.0		309.0
01S	33E	12	31.0	29.0	39.0	30.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	30.0	40.0	40.0	30.0		587.0
01S	34E	6						18.0 L 4		40.0	23.0 L 5		40.0		40.0	13.0	31.0		205.0
01S	34E	7	36.0	34.0	34.0	35.0	26.0	31.0 L 1	30.0 L 2		31.0 L 3	31.0 L 4							288.0

Total Acres: 1799.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 215.2 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13683 and 35-13685 when combined shall not exceed a total diversion rate of 3.43 cfs, a total annual maximum diversion volume of 940 af at the field headgate, and the irrigation of 235 acres.
3. Rights 35-2244, 35-2358, 35-13682, 35-13683, 35-13684, 35-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822 and 35-13953 when combined shall not exceed a total diversion rate of 25.93 cfs, a total annual maximum diversion volume of 7196.8 af at the field headgate, and the irrigation of 1799.2 acres.

WATER RIGHT NO. 35-13683
As Modified by Transfer No. 74980

CONDITIONS OF APPROVAL

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.
6. Prior to the diversion and use of water under Transfer approval 74980, 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. The right holder shall accomplish the change authorized by this transfer within one year(s) 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. Right No. 35-13685 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
11. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/30 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/25/2002.
12. 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.
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 7th day of December, 2010


Water Resources Program Manager

WATER RIGHT NO. 35-13682
As Modified by Transfer No. 74980

In accordance with the approval of Transfer No. 74980, Water Right No. 35-13682 is now described as follows.

Right Holder: BRAD FOSTER And
 SHAROL FOSTER
 PO BOX 40
 RIRIE ID 83443

Priority Date: April 03, 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 10/30	3.51 CFS	879.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L3 (SESENW)	Sec. 2 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NENE	Sec. 11 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NWNENW	Sec. 12 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	SESE	Sec. 6 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NWNWNW	Sec. 7 Twp 01S	Rge 34E	BINGHAM County

PLACE OF USE:

Twp		Rge	Sec	NE				NW				SW				SE				Totals
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S		33E	1			.8	29.0					21.0	38.0	37.0	32.0	36.0	1.4	3.0		198.2
						L 2	L 1													
01S		33E	2			23.0				16.0	32.0				7.0	28.0	40.0	38.0	28.0	212.0
						L 2				L 3										
01S		33E	11	40.0	34.0	40.0	40.0									40.0	40.0	35.0	40.0	309.0
01S		33E	12	31.0	29.0	39.0	30.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	30.0	40.0	40.0	30.0	587.0
01S		34E	6							18.0		40.0	23.0		40.0		40.0	13.0	31.0	205.0
										L 4			L 5							
01S		34E	7	36.0	34.0	34.0	35.0	26.0	31.0	30.0		31.0	31.0	31.0						288.0
										L 1	L 2		L 3	L 4						

Total Acres: 1799.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 219.8 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13682 and 35-13684 when combined shall not exceed a total diversion rate of 3.51 cfs, a total annual maximum diversion volume of 960 af at the field headgate, and the irrigation of 240 acres.
3. Rights 35-2244, 35-2358, 35-13682, 35-13683, 35-13684, 35-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822 and 35-13953 when combined shall not exceed a total diversion rate of 25.93 cfs, a total annual maximum diversion volume of 7196.8 af at the field headgate, and the irrigation of 1799.2 acres.

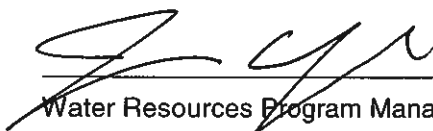
WATER RIGHT NO. 35-13682
As Modified by Transfer No. 74980

CONDITIONS OF APPROVAL

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.
6. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Right No. 35-13684 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
9. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/30 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/25/2002.
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. 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.
12. Prior to the diversion and use of water under Transfer approval 74980, 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.
13. 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.

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 7th day of December, 20 10


Water Resources Program Manager

WATER RIGHT NO. 35-13684
As Modified by Transfer No. 74980

In accordance with the approval of Transfer No. 74980, Water Right No. 35-13684 is now described as follows.

Right Holder: BRAD FOSTER And
 SHAROL FOSTER
 PO BOX 40
 RIRIE ID 83443

Priority Date: April 01, 1971

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.30 CFS	80.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L3 (SESENW)	Sec. 2 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NENE	Sec. 11 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NWNENW	Sec. 12 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	SESE	Sec. 6 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NWNWNW	Sec. 7 Twp 01S	Rge 34E	BINGHAM 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	
01S	33E	1			.8	29.0					21.0	38.0	37.0	32.0	36.0	1.4	3.0		198.2
					L 2	L 1													
01S	33E	2			23.0				16.0	32.0			7.0		28.0	40.0	38.0	28.0	212.0
					L 2				L 3										
01S	33E	11	40.0	34.0	40.0	40.0									40.0	40.0	35.0	40.0	309.0
01S	33E	12	31.0	29.0	39.0	30.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	30.0	40.0	40.0	30.0	587.0
01S	34E	6							18.0		40.0	23.0		40.0		40.0	13.0	31.0	205.0
									L 4			L 5							
01S	34E	7	36.0	34.0	34.0	35.0	26.0	31.0	30.0		31.0	31.0							288.0
							L 1	L 2			L 3	L 4							

Total Acres: 1799.2

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 20.2 acres within the place of use described for this right.
2. Rights 35-13682 and 35-13684 when combined shall not exceed a total diversion rate of 3.51 cfs, a total annual maximum diversion volume of 960 af at the field headgate, and the irrigation of 240 acres.
3. Rights 35-2244, 35-2358, 35-13682, 35-13683, 35-13684, 35-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822 and 35-13953 when combined shall not exceed a total diversion rate of 25.93 cfs, a total annual maximum diversion volume of 7196.8 af at the field headgate, and the irrigation of 1799.2 acres.

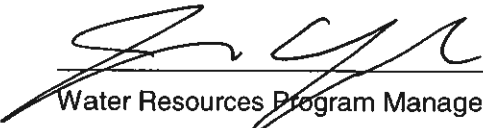
WATER RIGHT NO. 35-13684
As Modified by Transfer No. 74980

CONDITIONS OF APPROVAL

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.
6. Prior to the diversion and use of water under Transfer approval 74980, 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 water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
9. This right is based upon an enlargement of Right No. 35-13682 pursuant to Section 42-1426, Idaho Code.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) 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. 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.
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 7th day of December, 20 10


Water Resources Program Manager

WATER RIGHT NO. 35-13685
As Modified by Transfer No. 74980

In accordance with the approval of Transfer No. 74980, Water Right No. 35-13685 is now described as follows.

Right Holder: SHAROL FOSTER And/Or
 BRAD FOSTER
 PO BOX 40
 RIRIE ID 83443

Priority Date: April 01, 1971

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.29 CFS	79.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L3 (SESENW)	Sec. 2 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NENE	Sec. 11 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NWNENW	Sec. 12 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	SESE	Sec. 6 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NWNWNW	Sec. 7 Twp 01S	Rge 34E	BINGHAM 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	
01S 33E 1			.8 L 2	29.0 L 1					21.0	38.0	37.0	32.0	36.0	1.4	3.0		198.2
01S 33E 2			23.0 L 2				16.0 L 3		32.0			7.0	28.0	40.0	38.0	28.0	212.0
01S 33E 11	40.0	34.0	40.0	40.0									40.0	40.0	35.0	40.0	309.0
01S 33E 12	31.0	29.0	39.0	30.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	30.0	40.0	40.0	30.0	587.0
01S 34E 6							18.0 L 4		40.0	23.0 L 5		40.0		40.0	13.0	31.0	205.0
01S 34E 7	36.0	34.0	34.0	35.0	26.0	31.0 L 1	30.0 L 2			31.0 L 3	31.0 L 4						288.0

Total Acres: 1799.2

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 19.8 acres within the place of use described for this right.
2. Rights 35-13683 and 35-13685 when combined shall not exceed a total diversion rate of 3.43 cfs, a total annual maximum diversion volume of 940 af at the field headgate, and the irrigation of 235 acres.
3. Rights 35-2244, 35-2358, 35-13682, 35-13683, 35-13684, 35-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822 and 35-13953 when combined shall not exceed a total diversion rate of 25.93 cfs, a total annual maximum diversion volume of 7196.8 af at the field headgate, and the irrigation of 1799.2 acres.

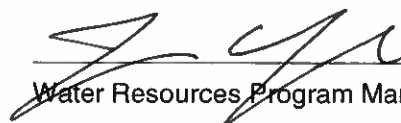
WATER RIGHT NO. 35-13685
As Modified by Transfer No. 74980

CONDITIONS OF APPROVAL

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.
6. Prior to the diversion and use of water under Transfer approval 74980, 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 is based upon an enlargement of Right No. 35-13683 pursuant to Section 42-1426, Idaho Code.
9. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) 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. 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.
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 7th day of December, 2010


Water Resources Program Manager

WATER RIGHT NO. 35-13687
As Modified by Transfer No. 74980

In accordance with the approval of Transfer No. 74980, Water Right No. 35-13687 is now described as follows.

Right Holder: BRAD FOSTER And/Or
 SHAROL FOSTER
 PO BOX 40
 RIRIE ID 83443

Priority Date: June 14, 1965

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/30	0.75 CFS	189.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L3 (SESENW)	Sec. 2 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NENE	Sec. 11 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NWNENW	Sec. 12 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	SESE	Sec. 6 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NWNWNW	Sec. 7 Twp 01S	Rge 34E	BINGHAM 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	
01S	33E	1			.8	29.0					21.0	38.0	37.0	32.0	36.0	1.4	3.0		198.2
					L 2	L 1													
01S	33E	2			23.0				16.0	32.0				7.0	28.0	40.0	38.0	28.0	212.0
					L 2				L 3										
01S	33E	11	40.0	34.0	40.0	40.0									40.0	40.0	35.0	40.0	309.0
01S	33E	12	31.0	29.0	39.0	30.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	30.0	40.0	40.0	30.0	587.0
01S	34E	6							18.0		40.0	23.0		40.0		40.0	13.0	31.0	205.0
									L 4			L 5							
01S	34E	7	36.0	34.0	34.0	35.0	26.0	31.0	30.0		31.0	31.0							288.0
								L 1	L 2			L 3	L 4						

Total Acres: 1799.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 47.4 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13687 and 35-13689 when combined shall not exceed a total diversion rate of 0.75 cfs, a total annual maximum diversion volume of 244 af at the field headgate, and the irrigation of 61 acres.
3. Rights 35-2244, 35-2358, 35-13682, 35-13683, 35-13684, 35-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822 and 35-13953 when combined shall not exceed a total diversion rate of 25.93 cfs, a total annual maximum diversion volume of 7196.8 af at the field headgate, and the irrigation of 1799.2 acres.

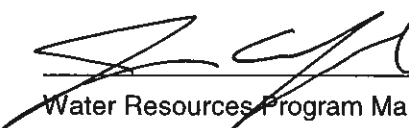
WATER RIGHT NO. 35-13687
As Modified by Transfer No. 74980

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
6. Prior to the diversion and use of water under Transfer approval 74980, 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. The right holder shall accomplish the change authorized by this transfer within one year(s) 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. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/30 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/25/2002.
11. 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.
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 7th day of December, 20 10


Water Resources Program Manager

WATER RIGHT NO. 35-13689
As Modified by Transfer No. 74980

In accordance with the approval of Transfer No. 74980, Water Right No. 35-13689 is now described as follows.

Right Holder: BRAD FOSTER And/Or
 SHAROL FOSTER
 PO BOX 40
 RIRIE ID 83443

Priority Date: March 06, 1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.27 CFS	54.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L3 (SESENW)	Sec. 2 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NENE	Sec. 11 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NWNENW	Sec. 12 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	SESE	Sec. 6 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NWNWNW	Sec. 7 Twp 01S	Rge 34E	BINGHAM 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	
01S	33E	1			.8	29.0					21.0	38.0	37.0	32.0	36.0	1.4	3.0		198.2
					L 2	L 1													
01S	33E	2			23.0				16.0	32.0				7.0	28.0	40.0	38.0	28.0	212.0
					L 2				L 3										
01S	33E	11	40.0	34.0	40.0	40.0									40.0	40.0	35.0	40.0	309.0
01S	33E	12	31.0	29.0	39.0	30.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	30.0	40.0	40.0	30.0	587.0
01S	34E	6							18.0		40.0	23.0		40.0		40.0	13.0	31.0	205.0
									L 4			L 5							
01S	34E	7	36.0	34.0	34.0	35.0	26.0	31.0	30.0		31.0	31.0							288.0
							L 1	L 2			L 3	L 4							

Total Acres: 1799.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 13.6 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13687 and 35-13689 when combined shall not exceed a total diversion rate of 0.75 cfs, a total annual maximum diversion volume of 244 af at the field headgate, and the irrigation of 61 acres.
3. Rights 35-2244, 35-2358, 35-13682, 35-13683, 35-13684, 35-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822 and 35-13953 when combined shall not exceed a total diversion rate of 25.93 cfs, a total annual maximum diversion volume of 7196.8 af at the field headgate, and the irrigation of 1799.2 acres.

WATER RIGHT NO. 35-13689
As Modified by Transfer No. 74980

CONDITIONS OF APPROVAL

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.
6. Prior to the diversion and use of water under Transfer approval 74980, 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. The right holder shall accomplish the change authorized by this transfer within one year(s) 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. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/30 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/25/2002.
11. 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.
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 7th day of December, 20 10



Water Resources Program Manager

WATER RIGHT NO. 35-13822
As Modified by Transfer No. 74980

In accordance with the approval of Transfer No. 74980, Water Right No. 35-13822 is now described as follows.

Right Holder: BRAD FOSTER And
 SHAROL FOSTER
 PO BOX 40
 RIRIE ID 83443

Priority Date: May 01, 1980

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	2.64 CFS	1,084.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L3 (SESENW)	Sec. 2 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NENE	Sec. 11 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NWNENW	Sec. 12 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	SESE	Sec. 6 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NWNWNW	Sec. 7 Twp 01S	Rge 34E	BINGHAM 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	
01S	33E	1			.8	29.0					21.0	38.0	37.0	32.0	36.0	1.4	3.0		198.2
					L 2	L 1													
01S	33E	2			23.0				16.0	32.0			7.0		28.0	40.0	38.0	28.0	212.0
					L 2				L 3										
01S	33E	11	40.0	34.0	40.0	40.0									40.0	40.0	35.0	40.0	309.0
01S	33E	12	31.0	29.0	39.0	30.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	30.0	40.0	40.0	30.0	587.0
01S	34E	6							18.0		40.0	23.0		40.0		40.0	13.0	31.0	205.0
									L 4			L 5							
01S	34E	7	36.0	34.0	34.0	35.0	26.0	31.0	30.0			31.0	31.0						288.0
								L 1	L 2			L 3	L 4						

Total Acres: 1799.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 271 acres within the place of use described above in a single irrigation season.
2. Rights 35-13953 and 35-13822 when combined shall not exceed a total annual maximum diversion volume of 1551.2 af at the field headgate, and the irrigation of 387.8 acres.
3. Rights 35-2244, 35-2358, 35-13682, 35-13683, 35-13684, 35-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822 and 35-13953 when combined shall not exceed a total diversion rate of 25.93 cfs, a total annual maximum diversion volume of 7196.8 af at the field headgate, and the irrigation of 1799.2 acres.

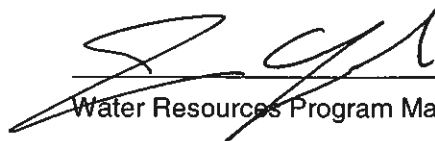
WATER RIGHT NO. 35-13822
As Modified by Transfer No. 74980

CONDITIONS OF APPROVAL

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.
6. Prior to the diversion and use of water under Transfer approval 74980, 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. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) 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. Priority date changed to prevent injury from change in use.
12. 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.

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 7th day of December, 20 10



Water Resources Program Manager

WATER RIGHT NO. 35-2244
As Modified by Transfer No. 74980

In accordance with the approval of Transfer No. 74980, Water Right No. 35-2244 is now described as follows.

Right Holder: BRAD FOSTER And
 SHAROL FOSTER
 PO BOX 40
 RIRIE ID 83443

Priority Date: September 05, 1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	4.00 CFS	840.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L3 (SESENW)	Sec. 2 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NENE	Sec. 11 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NWNENW	Sec. 12 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	SESE	Sec. 6 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NWNWNW	Sec. 7 Twp 01S	Rge 34E	BINGHAM 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	
01S	33E	1			.8 L 2	29.0 L 1					21.0	38.0	37.0	32.0	36.0	1.4	3.0		198.2
01S	33E	2			23.0 L 2				16.0 L 3	32.0			7.0	28.0	40.0	38.0	28.0		212.0
01S	33E	11	40.0	34.0	40.0	40.0									40.0	40.0	35.0	40.0	309.0
01S	33E	12	31.0	29.0	39.0	30.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	30.0	40.0	40.0	30.0	587.0
01S	34E	6							18.0 L 4	40.0	23.0 L 5			40.0		40.0	13.0	31.0	205.0
01S	34E	7	36.0	34.0	34.0	35.0	26.0	31.0 L 1	30.0 L 2		31.0 L 3	31.0 L 4							288.0

Total Acres: 1799.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 210 acres within the place of use described above in a single irrigation season.
2. Rights 35-2244, 35-2358, 35-13682, 35-13683, 35-13684, 35-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822 and 35-13953 when combined shall not exceed a total diversion rate of 25.93 cfs, a total annual maximum diversion volume of 7196.8 af at the field headgate, and the irrigation of 1799.2 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. 120.

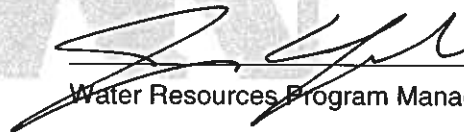
WATER RIGHT NO. 35-2244
As Modified by Transfer No. 74980

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. 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.
6. Prior to the diversion and use of water under Transfer approval 74980, 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. 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.
8. The right holder shall accomplish the change authorized by this transfer within one year(s) 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. 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.

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 7th day of December, 20 10


Water Resources Program Manager

WATER RIGHT NO. 35-2358
As Modified by Transfer No. 74980

In accordance with the approval of Transfer No. 74980, Water Right No. 35-2358 is now described as follows.

Right Holder: BRAD FOSTER And
 SHAROL FOSTER
 PO BOX 40
 RIRIE ID 83443

Priority Date: December 10, 1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	5.00 CFS	1,000.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L3 (SESENW)	Sec. 2 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NENE	Sec. 11 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NWNENW	Sec. 12 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	SESE	Sec. 6 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NWNWNW	Sec. 7 Twp 01S	Rge 34E	BINGHAM 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	
01S 33E 1			.8	29.0					21.0	38.0	37.0	32.0	36.0	1.4	3.0		198.2
			L 2	L 1													
01S 33E 2			23.0				16.0	32.0				7.0	28.0	40.0	38.0	28.0	212.0
			L 2				L 3										
01S 33E 11	40.0	34.0	40.0	40.0									40.0	40.0	35.0	40.0	309.0
01S 33E 12	31.0	29.0	39.0	30.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	30.0	40.0	40.0	30.0	587.0
01S 34E 6							18.0		40.0	23.0		40.0		40.0	13.0	31.0	205.0
							L 4			L 5							
01S 34E 7	36.0	34.0	34.0	35.0	26.0	31.0	30.0			31.0	31.0						288.0
					L 1	L 2				L 3	L 4						

Total Acres: 1799.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 250 acres within the place of use described above in a single irrigation season.
2. Rights 35-2244, 35-2358, 35-13682, 35-13683, 35-13684, 35-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822 and 35-13953 when combined shall not exceed a total diversion rate of 25.93 cfs, a total annual maximum diversion volume of 7196.8 af at the field headgate, and the irrigation of 1799.2 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. 120.

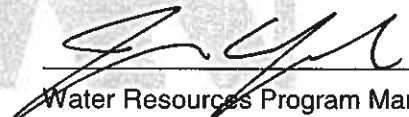
WATER RIGHT NO. 35-2358
As Modified by Transfer No. 74980

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 74980, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. 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.
8. The right holder shall accomplish the change authorized by this transfer within one year(s) 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. 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.

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 7th day of December, 20 10


Water Resources Program Manager

WATER RIGHT NO. 35-13953
As Modified by Transfer No. 74980

In accordance with the approval of Transfer No. 74980, Water Right No. 35-13953 is now described as follows.

Right Holder: BRAD FOSTER And
 SHAROL FOSTER
 PO BOX 40
 RIRIE ID 83443

Priority Date: May 06, 1957

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	0.40 CFS	112.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L3 (SESENW)	Sec. 2 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NENE	Sec. 11 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NWNENW	Sec. 12 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	SESE	Sec. 6 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NWNWNW	Sec. 7 Twp 01S	Rge 34E	BINGHAM 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	
01S	33E	1			.8 L 2	29.0 L 1					21.0	38.0	37.0	32.0	36.0	1.4	3.0		198.2
01S	33E	2			23.0 L 2				16.0 L 3	32.0			7.0	28.0	40.0	38.0	28.0		212.0
01S	33E	11	40.0	34.0	40.0	40.0								40.0	40.0	35.0	40.0		309.0
01S	33E	12	31.0	29.0	39.0	30.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	30.0	40.0	40.0	30.0		587.0
01S	34E	6							18.0 L 4	40.0	23.0 L 5		40.0		40.0	13.0	31.0		205.0
01S	34E	7	36.0	34.0	34.0	35.0	26.0	31.0 L 1	30.0 L 2		31.0 L 3	31.0 L 4							288.0

Total Acres: 1799.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 28.2 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13953 and 35-13822 when combined shall not exceed a total annual maximum diversion volume of 1551.2 af at the field headgate, and the irrigation of 387.8 acres.
3. Rights 35-2244, 35-2358, 35-13682, 35-13683, 35-13684, 35-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822 and 35-13953 when combined shall not exceed a total diversion rate of 25.93 cfs, a total annual maximum diversion volume of 7196.8 af at the field headgate, and the irrigation of 1799.2 acres.

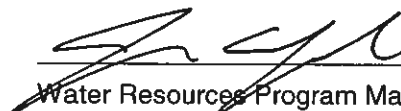
WATER RIGHT NO. 35-13953
As Modified by Transfer No. 74980

CONDITIONS OF APPROVAL

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.
6. Prior to the diversion and use of water under Transfer approval 74980, 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. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) 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. 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.

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 7th day of December, 2010



Water Resources Program Manager

WATER RIGHT NO. 35-13775
As Modified by Transfer No. 74980

In accordance with the approval of Transfer No. 74980, Water Right No. 35-13775 is now described as follows.

Right Holder: BRAD FOSTER And
 SHAROL FOSTER
 PO BOX 40
 RIRIE ID 83443

Priority Date: March 06, 1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.32 CFS	64.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L3 (SESENW)	Sec. 2 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NENE	Sec. 11 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NWNENW	Sec. 12 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	SESE	Sec. 6 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NWNWNW	Sec. 7 Twp 01S	Rge 34E	BINGHAM 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	
01S	33E	1			.8 L 2	29.0 L 1					21.0	38.0	37.0	32.0	36.0	1.4	3.0		198.2
01S	33E	2			23.0 L 2				16.0 L 3	32.0			7.0	28.0	40.0	38.0	28.0		212.0
01S	33E	11	40.0	34.0	40.0	40.0								40.0	40.0	35.0	40.0		309.0
01S	33E	12	31.0	29.0	39.0	30.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	30.0	40.0	40.0	30.0		587.0
01S	34E	6						18.0 L 4		40.0	23.0 L 5		40.0		40.0	13.0	31.0		205.0
01S	34E	7	36.0	34.0	34.0	35.0	26.0 L 1	31.0 L 2	30.0		31.0 L 3	31.0 L 4							288.0

Total Acres: 1799.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 16 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13775 and 35-13777 when combined shall not exceed a total diversion rate of 0.87 cfs, a total annual maximum diversion volume of 284 af at the field headgate, and the irrigation of 71 acres.
3. Rights 35-2244, 35-2358, 35-13682, 35-13683, 35-13684, 35-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822 and 35-13953 when combined shall not exceed a total diversion rate of 25.93 cfs, a total annual maximum diversion volume of 7196.8 af at the field headgate, and the irrigation of 1799.2 acres.

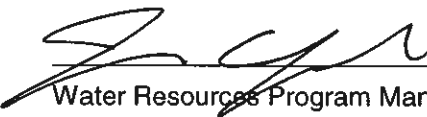
WATER RIGHT NO. 35-13775
As Modified by Transfer No. 74980

CONDITIONS OF APPROVAL

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.
6. Prior to the diversion and use of water under Transfer approval 74980, 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. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) 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. 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.

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 7th day of December, 20 10


Water Resources Program Manager

WATER RIGHT NO. 35-13774
As Modified by Transfer No. 74980

In accordance with the approval of Transfer No. 74980, Water Right No. 35-13774 is now described as follows.

Right Holder: BRAD FOSTER And
 SHAROL FOSTER
 PO BOX 40
 RIRIE ID 83443

Priority Date: March 06, 1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	1.93 CFS	385.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L3 (SESENW)	Sec. 2 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NENE	Sec. 11 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NWNENW	Sec. 12 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	SESE	Sec. 6 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NWNWNW	Sec. 7 Twp 01S	Rge 34E	BINGHAM 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	
01S	33E	1			.8	29.0					21.0	38.0	37.0	32.0	36.0	1.4	3.0		198.2
					L 2	L 1													
01S	33E	2			23.0				16.0	32.0				7.0	28.0	40.0	38.0	28.0	212.0
					L 2				L 3										
01S	33E	11	40.0	34.0	40.0	40.0									40.0	40.0	35.0	40.0	309.0
01S	33E	12	31.0	29.0	39.0	30.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	30.0	40.0	40.0	30.0	587.0
01S	34E	6							18.0	40.0	23.0			40.0		40.0	13.0	31.0	205.0
									L 4		L 5								
01S	34E	7	36.0	34.0	34.0	35.0	26.0	31.0	30.0		31.0	31.0							288.0
							L 1	L 2			L 3	L 4							

Total Acres: 1799.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 96.4 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13774 and 35-13776 when combined shall not exceed a total diversion rate of 5.33 cfs, a total annual maximum diversion volume of 1732 af at the field headgate, and the irrigation of 433 acres.
3. Rights 35-2244, 35-2358, 35-13682, 35-13683, 35-13684, 35-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822 and 35-13953 when combined shall not exceed a total diversion rate of 25.93 cfs, a total annual maximum diversion volume of 7196.8 af at the field headgate, and the irrigation of 1799.2 acres.

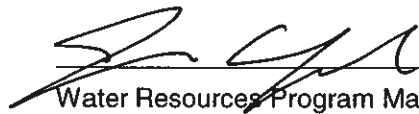
WATER RIGHT NO. 35-13774
As Modified by Transfer No. 74980

CONDITIONS OF APPROVAL

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.
6. Prior to the diversion and use of water under Transfer approval 74980, 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. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) 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. 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.

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 7th day of December, 20 10


Water Resources Program Manager

WATER RIGHT NO. 35-13776
As Modified by Transfer No. 74980

In accordance with the approval of Transfer No. 74980, Water Right No. 35-13776 is now described as follows.

Right Holder: BRAD FOSTER And
 SHAROL FOSTER
 PO BOX 40
 RIRIE ID 83443

Priority Date: June 14, 1965

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/30	5.33 CFS	1,346.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L3 (SESENW)	Sec. 2 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NENE	Sec. 11 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NWNENW	Sec. 12 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	SESE	Sec. 6 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NWNWNW	Sec. 7 Twp 01S	Rge 34E	BINGHAM 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	
01S	33E	1			.8	29.0					21.0	38.0	37.0	32.0	36.0	1.4	3.0		198.2
					L 2	L 1													
01S	33E	2			23.0				16.0	32.0				7.0	28.0	40.0	38.0	28.0	212.0
					L 2				L 3										
01S	33E	11	40.0	34.0	40.0	40.0									40.0	40.0	35.0	40.0	309.0
01S	33E	12	31.0	29.0	39.0	30.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	30.0	40.0	40.0	30.0	587.0
01S	34E	6							18.0		40.0	23.0		40.0		40.0	13.0	31.0	205.0
									L 4										
01S	34E	7	36.0	34.0	34.0	35.0	26.0	31.0	30.0		31.0	31.0							288.0
								L 1	L 2			L 3	L 4						

Total Acres: 1799.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 336.6 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13774 and 35-13776 when combined shall not exceed a total diversion rate of 5.33 cfs, a total annual maximum diversion volume of 1732 af at the field headgate, and the irrigation of 433 acres.
3. Rights 35-2244, 35-2358, 35-13682, 35-13683, 35-13684, 35-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822 and 35-13953 when combined shall not exceed a total diversion rate of 25.93 cfs, a total annual maximum diversion volume of 7196.8 af at the field headgate, and the irrigation of 1799.2 acres.

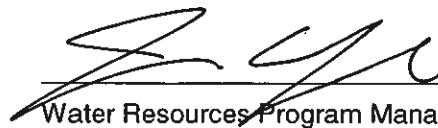
WATER RIGHT NO. 35-13776
As Modified by Transfer No. 74980

CONDITIONS OF APPROVAL

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.
6. Prior to the diversion and use of water under Transfer approval 74980, 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. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) 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. 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.
12. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/30 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/25/2002.

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 7th day of December, 20 10



Water Resources Program Manager

WATER RIGHT NO. 35-13777
As Modified by Transfer No. 74980

In accordance with the approval of Transfer No. 74980, Water Right No. 35-13777 is now described as follows.

Right Holder: BRAD FOSTER And
 SHAROL FOSTER
 PO BOX 40
 RIRIE ID 83443

Priority Date: June 14, 1965

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/30	0.87 CFS	220.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L3 (SESENW)	Sec. 2 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NENE	Sec. 11 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	NWNENW	Sec. 12 Twp 01S	Rge 33E	BINGHAM County
GROUND WATER	SESE	Sec. 6 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NWNWNW	Sec. 7 Twp 01S	Rge 34E	BINGHAM 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	
01S 33E 1			.8 L 2	29.0 L 1					21.0	38.0	37.0	32.0	36.0	1.4	3.0		198.2
01S 33E 2			23.0 L 2				16.0 L 3	32.0				7.0	28.0	40.0	38.0	28.0	212.0
01S 33E 11	40.0	34.0	40.0	40.0									40.0	40.0	35.0	40.0	309.0
01S 33E 12	31.0	29.0	39.0	30.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	30.0	40.0	40.0	30.0	587.0
01S 34E 6							18.0 L 4		40.0	23.0 L 5		40.0		40.0	13.0	31.0	205.0
01S 34E 7	36.0	34.0	34.0	35.0	26.0 L 1	31.0 L 2	30.0		31.0 L 3	31.0 L 4							288.0

Total Acres: 1799.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 55 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13775 and 35-13777 when combined shall not exceed a total diversion rate of 0.87 cfs, a total annual maximum diversion volume of 284 af at the field headgate, and the irrigation of 71 acres.
3. Rights 35-2244, 35-2358, 35-13682, 35-13683, 35-13684, 35-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822 and 35-13953 when combined shall not exceed a total diversion rate of 25.93 cfs, a total annual maximum diversion volume of 7196.8 af at the field headgate, and the irrigation of 1799.2 acres.

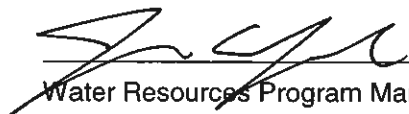
WATER RIGHT NO. 35-13777
As Modified by Transfer No. 74980

CONDITIONS OF APPROVAL

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.
6. Prior to the diversion and use of water under Transfer approval 74980, 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. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) 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. 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.
12. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/30 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/25/2002.

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 7th day of December, 2010


Water Resources Program Manager