

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70153

This is to certify that: PORT OF ENTRY TRAVEL CENTER LLC
PO BOX 2895
NORRIS MT 59745
(406)685-3372

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>
31-7054C	AJC/License	09/07/1971	1.6 cfs	280 af		80.0	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>
31-7054C	YES	YES	YES	NO	YES	YES

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
31-7054C	31-11787	0.12 cfs	21.0 af	N/A	N/A	31-11786	1.48 cfs	259.0 af	N/A	74.0
COMBINED										
TOTALS		0.12 cfs	21.0 af	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 5th day of March, 2003


Chief, Water Allocation Bureau

WATER RIGHT NO. 31-11787
As Modified by Transfer No. 70153

In accordance with the approval of Transfer No. 70153, Water Right No. 31-11787 is now described as follows.

Right Holder: PORT OF ENTRY TRAVEL CENTER LLC
PO BOX 2895
NORRIS MT 59745

Priority Date: September 07, 1971

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	to 12/31	0.12 CFS	21.0 AF
			0.12 CFS	21.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSESW Sec. 23 Twp 06N Rge 36E JEFFERSON
County

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06N 36E 23												X					

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Prior to the diversion and use of water under Transfer approval 70153, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
3. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
4. Commercial use is for a travel center including a restaurant, store, showers, rest rooms, offices, common areas, auto facilities and landscaping.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

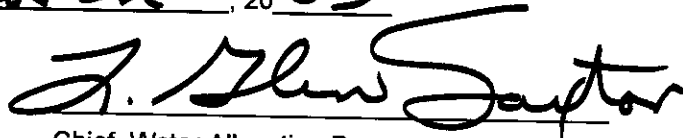
WATER RIGHT NO. 31-11787
As Modified by Transfer No. 70153

CONDITIONS OF APPROVAL

6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.

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 5th day of March, 2003


Chief, Water Allocation Bureau

WATER RIGHT NO. 31-11786
As Modified by Transfer No. 70153

In accordance with the approval of Transfer No. 70153, Water Right No. 31-11786 is now described as follows.

Right Holder: PAULO J BRASSANINI And
KAREN ANN BRASSANINI
PO BOX 104
TERRETON ID 83450

Priority Date: September 07, 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 11/01	1.48 CFS	259.0 AF
			1.48 CFS	259.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSNW Sec. 17 Twp 05N 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
05N 35E 8							36.0				38.0						74.0

Total Acres: 74

CONDITIONS OF APPROVAL

1. 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.
2. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
3. The following rights are also diverted through the point of diversion described above: 31-7054D and 31-10515.

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 5th day of March, 2003


Chief, Water Allocation Bureau