

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76465

This is to certify that: U S GEOTHERMAL INC
1509 TYRELL LN STE B
BOISE ID 83706
(208) 424-1027

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>Total Acres</u>	<u>Source</u>
43-2347	WR/Decreed	09/07/1950	2 cfs	544 af	137.0	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>
43-2347	NO	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
43-2347	43-2347	2 cfs	544 af	N/A	137.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		2 cfs	544 af	N/A	137.0	N/A	N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 5th day of August, 20 10

for Camela S Skaggs
Chief, Water Allocation Bureau

WATER RIGHT NO. 43-2347
As Modified by Transfer No. 76465

In accordance with the approval of Transfer No. 76465, Water Right No. 43-2347 is now described as follows.

Right Holder: U S GEOTHERMAL INC
 1509 TYRELL LN STE B
 BOISE ID 83706

Priority Date: September 07, 1950

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	2.00 CFS	544.0 AF
STOCKWATER	01/01	to 12/31	0.12 CFS	87.0 AF
			2.00 CFS	544.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNESW Sec. 26 Twp 15S Rge 26E CASSIA 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	
15S 26E 26					5.0		22.0	32.0	11.0	11.0							81.0
15S 26E 27				5.0									22.0	29.0			56.0

Total Acres: 137

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15S 26E 26					X		X	X	X	X							
15S 26E 27				X									X	X			

WATER RIGHT NO. 43-2347
As Modified by Transfer No. 76465

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
2. 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.
3. The period of use for the irrigation described in this approval may be extended to an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 06-28-2002.
4. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
5. The following rights are diverted through point(s) of diversion described above: 43-2381, 43-2534B, and 43-10069.
6. The right holder shall accomplish the change authorized by this transfer within one year 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. 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 August, 20 10


for Chief, Water Allocation Bureau