

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70444

This is to certify that: THE ALTON & PAULA HUYSER TRUST UNDER TRUST AGREEMENT DTD 4-1-2001
 ALTON L HUYSER TTEE
 PAULA J HUYSER TTEE
 126 E HWY 26
 SHOSHONE ID 83324
 (208) 886-2777

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>
37-8679	WR/License	08/23/1990	0.16 cfs	32 af	N/A	8.0	GROUND WATER
37-7268	WR/License	08/23/1973	3.06 cfs	612 af	N/A	153.0	GROUND WATER
37-7454	WR/License	09/08/1975	3.94 cfs	788 af	N/A	197.0	GROUND WATER
37-7602	WR/License	05/04/1977	2.62 cfs	524 af	N/A	131.0	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>
37-8679	NO	NO	YES	NO	NO	NO
37-7268	NO	NO	YES	NO	NO	NO
37-7454	NO	NO	YES	NO	NO	NO
37-7602	NO	NO	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>
37-8679	37-8679	0.16 cfs	32 af	8.0	489.0		N/A	N/A	N/A	N/A
37-7268	37-7268	3.06 cfs	612 af	153.0	489.0		N/A	N/A	N/A	N/A
37-7454	37-7454	3.94 cfs	788 af	197.0	489.0		N/A	N/A	N/A	N/A
37-7602	37-7602	2.62 cfs	524 af	131.0	489.0		N/A	N/A	N/A	N/A

COMBINED

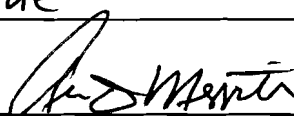
TOTALS	6.28 cfs	1956 af	489.0	489.0			N/A	N/A	N/A	N/A
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Detailed Water Right Description(s) attached

Dated this 25th day of June, 2010

SUPPORT DATA

IN FILE # 37-7268


 Southern Region Manager

WATER RIGHT NO. 37-7268
As Modified by Transfer No. 70444

In accordance with the approval of Transfer No. 70444, Water Right No. 37-7268 is now described as follows.

Right Holder: THE ALTON & PAULA HUYSER TRUST UNDER TRUST AGREEMENT DTD 4-1-2001
ALTON L HUYSER TTEE
PAULA J HUYSER TTEE
126 E HWY 26
SHOSHONE ID 83324

Priority Date: August 23, 1973

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	3.06 CFS	612.0 AF
			3.06 CFS	612.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENWNE Sec. 30 Twp 06S Rge 19E LINCOLN 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	
06S	19E	19									32.0	31.0	18.0	36.0					117.0
											L 7	L 8	L 11	L 12					
06S	19E	30	32.0	39.0	40.0		39.0	32.0	4.0	40.0	40.0			33.0		40.0	33.0		372.0
							L 1	L 2	L 5	L 6	L 7			L 12					

Total Acres: 489

CONDITIONS OF APPROVAL

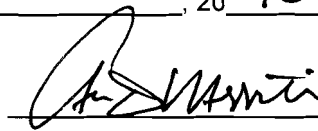
1. This right is limited to the irrigation of 153 acres within the authorized place of use in a single irrigation season.
2. Rights 37-7268 and 37-7454 when combined shall not exceed a total diversion rate of 5.09 cfs.
3. Rights 37-7268, 37-7454, and 37-7602 when combined shall not exceed a total diversion rate of 6.20 cfs.
4. Rights 37-7268, 37-7454, 37-7602 and 37-8679 when combined shall not exceed a total diversion rate of 6.28 cfs, a total annual maximum diversion volume of 1956.0 af, and the irrigation of 489.0 acres.
5. 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.

WATER RIGHT NO. 37-7268
As Modified by Transfer No. 70444

6. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
7. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. 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. 130.
9. 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.
10. Prior to the diversion and use of water under Transfer approval 70444, 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.
11. 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.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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 25th day of June, 2010



Southern Region Manager

**WATER RIGHT NO. 37-7454
As Modified by Transfer No. 70444**

In accordance with the approval of Transfer No. 70444, Water Right No. 37-7454 is now described as follows.

Right Holder: THE ALTON & PAULA HUYSER TRUST UNDER TRUST AGREEMENT DTD 4-1-2001
ALTON L HUYSER TTEE
PAULA J HUYSER TTEE
126 E HWY 26
SHOSHONE ID 83324

Priority Date: September 08, 1975

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	3.94 CFS	788.0 AF
			3.94 CFS	788.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENWNE Sec. 30 Twp 06S Rge 19E LINCOLN 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	
06S	19E	19									32.0	31.0	18.0	36.0					117.0
											L 7	L 8	L 11	L 12					
06S	19E	30	32.0	39.0	40.0		39.0	32.0	4.0	40.0	40.0			33.0		40.0	33.0		372.0
							L 1	L 2	L 5	L 6	L 7			L 12					

Total Acres: 489

CONDITIONS OF APPROVAL

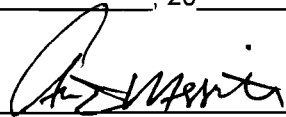
1. This right is limited to the irrigation of 197 acres within the authorized place of use in a single irrigation season.
2. Rights 37-7268 and 37-7454 when combined shall not exceed a total diversion rate of 5.09 cfs.
3. Rights 37-7268, 37-7454, and 37-7602 when combined shall not exceed a total diversion rate of 6.20 cfs.
4. Rights 37-7268, 37-7454, 37-7602 and 37-8679 when combined shall not exceed a total diversion rate of 6.28 cfs, a total annual maximum diversion volume of 1956.0 af, and the irrigation of 489.0 acres.
5. 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.

WATER RIGHT NO. 37-7454
As Modified by Transfer No. 70444

6. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
7. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. 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. 130.
9. 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.
10. Prior to the diversion and use of water under Transfer approval 70444, 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.
11. 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.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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 25th day of June, 20 10



Southern Region Manager

WATER RIGHT NO. 37-7602
As Modified by Transfer No. 70444

In accordance with the approval of Transfer No. 70444, Water Right No. 37-7602 is now described as follows.

Right Holder: THE ALTON & PAULA HUYSER TRUST UNDER TRUST AGREEMENT DTD 4-1-2001
ALTON L HUYSER TTEE
PAULA J HUYSER TTEE
126 E HWY 26
SHOSHONE ID 83324

Priority Date: May 04, 1977

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	2.62 CFS	524.0 AF
			2.62 CFS	524.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENWNE Sec. 30 Twp 06S Rge 19E LINCOLN 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	
06S 19E 19									32.0	31.0	18.0	36.0					117.0
									L 7	L 8	L 11	L 12					
06S 19E 30	32.0	39.0	40.0		39.0	32.0	4.0	40.0	40.0			33.0		40.0	33.0		372.0
					L 1	L 2	L 5	L 6	L 7			L 12					

Total Acres: 489

CONDITIONS OF APPROVAL

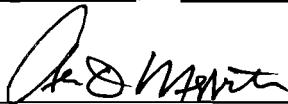
1. This right is limited to the irrigation of 131 acres within the authorized place of use in a single irrigation season.
2. Rights 37-7268, 37-7454, and 37-7602 when combined shall not exceed a total diversion rate of 6.20 cfs.
3. Rights 37-7268, 37-7454, 37-7602 and 37-8679 when combined shall not exceed a total diversion rate of 6.28 cfs, a total annual maximum diversion volume of 1956.0 af, and the irrigation of 489.0 acres.
4. 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.
5. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

WATER RIGHT NO. 37-7602
As Modified by Transfer No. 70444

6. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
7. 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. 130.
8. 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.
9. Prior to the diversion and use of water under Transfer approval 70444, 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.
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one 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 25th day of June, 20 10



Southern Region Manager

WATER RIGHT NO. 37-8679
As Modified by Transfer No. 70444

In accordance with the approval of Transfer No. 70444, Water Right No. 37-8679 is now described as follows.

Right Holder: THE ALTON & PAULA HUYSER TRUST UNDER TRUST AGREEMENT DTD 4-1-2001
ALTON L HUYSER TTEE
PAULA J HUYSER TTEE
126 E HWY 26
SHOSHONE ID 83324

Priority Date: August 23, 1990

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	0.16 CFS	32.0 AF
			0.16 CFS	32.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENWNE Sec. 30 Twp 06S Rge 19E LINCOLN 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	
06S 19E 19									32.0	31.0	18.0	36.0					117.0
									L 7	L 8	L 11	L 12					
06S 19E 30	32.0	39.0	40.0		39.0	32.0	4.0	40.0	40.0			33.0		40.0	33.0		372.0
					L 1	L 2	L 5	L 6	L 7			L 12					

Total Acres: 489

CONDITIONS OF APPROVAL

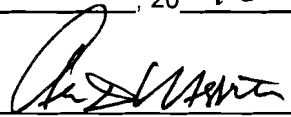
1. This right is limited to the irrigation of 8.0 acres within the authorized place of use in a single irrigation season.
2. Rights 37-7268, 37-7454, 37-7602 and 37-8679 when combined shall not exceed a total diversion rate of 6.28 cfs, a total annual maximum diversion volume of 1956.0 af, and the irrigation of 489.0 acres.
3. 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.
4. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
5. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

WATER RIGHT NO. 37-8679
As Modified by Transfer No. 70444

6. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
7. 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. 130.
8. 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.
9. Prior to the diversion and use of water under Transfer approval 70444, 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.
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one 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.

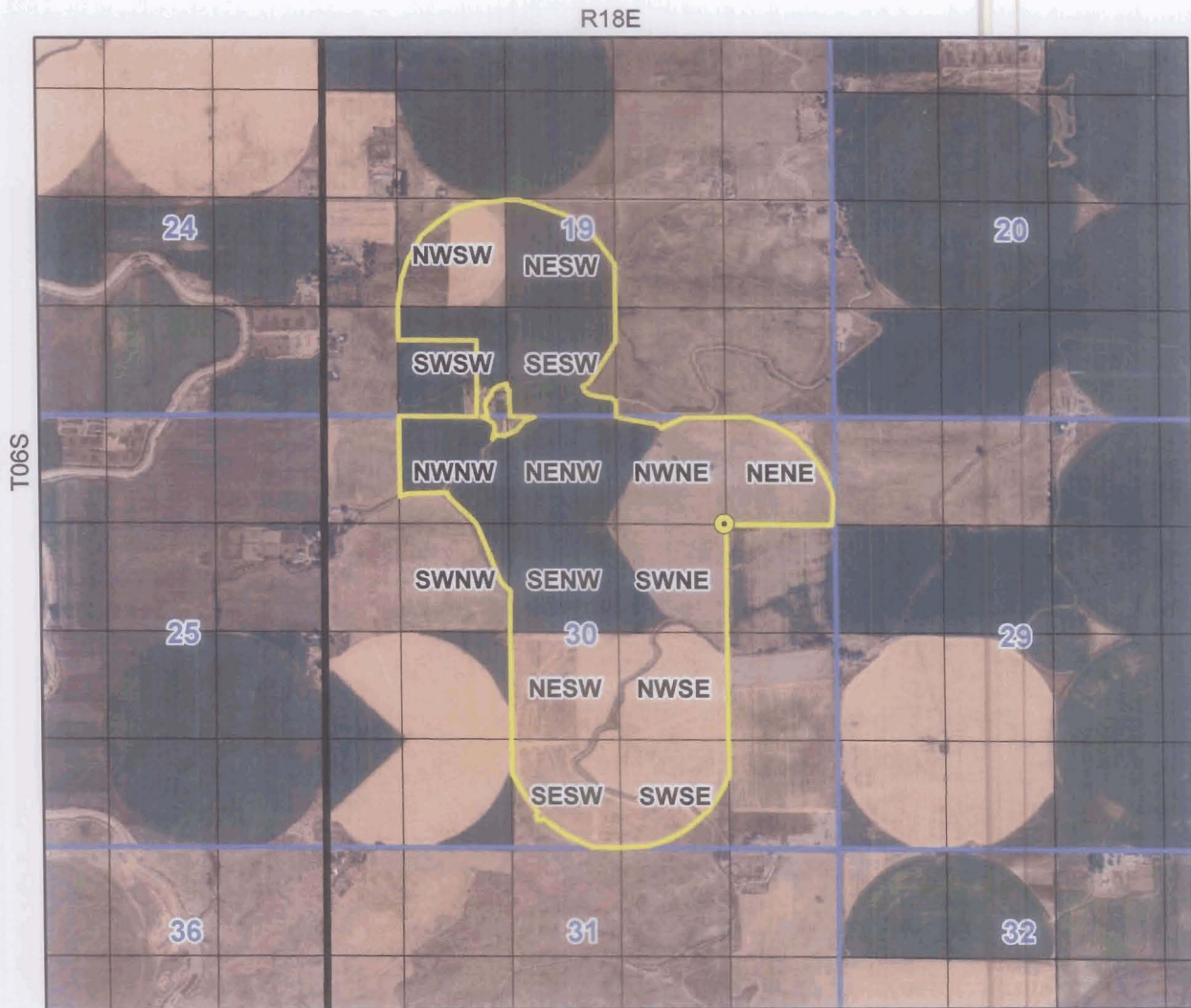
Dated this 25th day of June, 20 10


Southern Region Manager

State of Idaho
Department of Water Resources
Transfer Of Water Right

Transfer No. 70444

Water Service Area Boundary for The Alton & Paula Huyser Trust Under Trust Agreement Dtd 4-1-2001
Rights: 37-7268, 37-7454, 37-7602, 37-8679



Legend

-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.25 0.5 1 Miles

