

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74776**

This is to certify that: DALE VAN ES And/Or
JACKIE VAN ES
8222 DESERT DR
MARSING ID 83639
(208) 896-5990

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>
57-2254	WR/Decreed	08/28/1962	1.09 cfs	319.5 af	N/A	71.0	GROUND WATER
2-10238	WR/License	09/04/1974	0.72 cfs	366.9 af	82.0	193.0	SNAKE RIVER
2-10239	WR/License	09/04/1974	3.28 cfs	1680.6 af	373.0	882.0	SNAKE RIVER
2-10240	WR/License	12/18/1974	0.48 cfs	246 af	55.0	193.0	SNAKE RIVER
2-10241	WR/License	12/18/1974	2.21 cfs	1126.5 af	250.0	882.0	SNAKE RIVER
2-10242	WR/License	07/07/1994	1.2 cfs	201.6 af	181.0	193.0	SNAKE RIVER
2-10243	WR/License	07/07/1994	5.49 cfs	923.4 af	829.0	882.0	SNAKE RIVER

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>
57-2254	NO	NO	YES	NO	NO	NO
2-10238	NO	NO	YES	NO	NO	NO
2-10239	NO	NO	YES	NO	NO	NO
2-10240	NO	NO	YES	NO	NO	NO
2-10241	NO	NO	YES	NO	NO	NO
2-10242	NO	NO	YES	NO	NO	NO
2-10243	NO	NO	YES	NO	NO	NO

RESCINDED

SUPPORT DATA

IN FILE # 2-10238

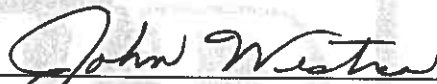
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74776

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
57-2254	57-2254	1.09 cfs	319.5 af	71.0	1,256.0		N/A	N/A	N/A	N/A
2-10238	2-10238	0.72 cfs	369 af	82.0	1,256.0		N/A	N/A	N/A	N/A
2-10239	2-10239	3.28 cfs	1678.5 af	373.0	1,256.0		N/A	N/A	N/A	N/A
2-10240	2-10240	0.49 cfs	247.5 af	55.0	1,256.0		N/A	N/A	N/A	N/A
2-10241	2-10241	2.2 cfs	1125 af	250.0	1,256.0		N/A	N/A	N/A	N/A
2-10242	2-10242	0.67 cfs	18 af	141.0	1,256.0		N/A	N/A	N/A	N/A
2-10243	2-10243	4.77 cfs	684 af	775.0	1,256.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		12.51cfs	4203.0 af	934.0	1256.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 4th day of February, 20 10



John Westra, Western Regional Manager

WATER RIGHT NO. 57-2254
As Modified by Transfer No. 74776

In accordance with the approval of Transfer No. 74776, Water Right No. 57-2254 is now described as follows.

Right Holder: DALE VAN ES And
 JACKIE VAN ES
 8222 DESERT DR
 MARSING ID 83639

Priority Date: August 28, 1962

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.09 CFS	319.5 AF
			1.09 CFS	319.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESESE Sec. 17 Twp 02N Rge 04W OWYHEE 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	
02N 04W 16									19.0	30.0							49.0
02N 04W 17													2.0	6.0	37.0	29.0	74.0
02N 04W 20	33.0			40.0												20.0	93.0
02N 04W 21		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		480.0
02N 04W 28		40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0						320.0
02N 04W 29	40.0		40.0	40.0									40.0	40.0		40.0	240.0

Total Acres: 1256.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.

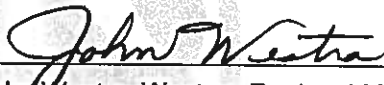
WATER RIGHT NO. 57-2254
As Modified by Transfer No. 74776

CONDITIONS OF APPROVAL

4. This right is limited to the irrigation of 71 acres within the place of use described above in a single irrigation season.
5. Rights 57-2254, 2-10238, 2-10240, and 2-10242 when combined shall not exceed a total diversion rate of 2.63 cfs, a total annual maximum diversion volume of 715.5 af at the field headgate, and the irrigation of 159 acres.
6. Rights 57-2254, 2-10238, 2-10239, 2-10240, 2-10241, 2-10242, and 2-10243 when combined shall not exceed a total diversion rate of 12.51 cfs, a total annual maximum diversion volume of 4203.0 af at the field headgate, and the irrigation of 934.0 acres.
7. 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.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and 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 before 3/15 and after 11/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 01/22/2003.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 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 4th day of February, 20 10


John Westra, Western Regional Manager

WATER RIGHT NO. 2-10238
As Modified by Transfer No. 74776

In accordance with the approval of Transfer No. 74776, Water Right No. 2-10238 is now described as follows.

Right Holder: DALE VAN ES And
 JACKIE VAN ES
 8222 DESERT DR
 MARSING ID 83639

Priority Date: September 04, 1974

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.72 CFS	369.0 AF
			0.72 CFS	369.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE 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	
02N 04W 16									19.0	30.0							49.0
02N 04W 17													2.0	6.0	37.0	29.0	74.0
02N 04W 20	33.0			40.0												20.0	93.0
02N 04W 21		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		480.0
02N 04W 28		40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0						320.0
02N 04W 29	40.0		40.0	40.0									40.0	40.0		40.0	240.0

Total Acres: 1256.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

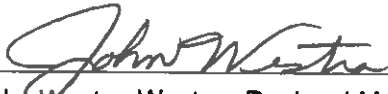
WATER RIGHT NO. 2-10238
As Modified by Transfer No. 74776

CONDITIONS OF APPROVAL

3. This right is limited to the irrigation of 82 acres within the place of use described above in a single irrigation season.
4. Rights 2-10238, 2-10240, and 2-10242 when combined shall not exceed irrigation of 141 acres within the place of use described above in a single irrigation season.
5. Rights 57-2254, 2-10238, 2-10240, and 2-10242 when combined shall not exceed a total diversion rate of 2.63 cfs, a total annual maximum diversion volume of 715.5 af at the field headgate, and the irrigation of 159 acres.
6. Rights 57-2254, 2-10238, 2-10239, 2-10240, 2-10241, 2-10242, and 2-10243 when combined shall not exceed a total diversion rate of 12.51 cfs, a total annual maximum diversion volume of 4203.0 af at the field headgate, and the irrigation of 934.0 acres.
7. After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and 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 before 3/15 and after 11/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
10. The following rights are diverted through points of diversion described above: 2-10238, 2-10239, 2-10240, 2-10241, 2-10242, and 2-10243.
11. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

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 4th day of February, 2010


John Westra, Western Regional Manager

WATER RIGHT NO. 2-10239
As Modified by Transfer No. 74776

In accordance with the approval of Transfer No. 74776, Water Right No. 2-10239 is now described as follows.

Right Holder: DALE VAN ES And
 JACKIE VAN ES
 8222 DESERT DR
 MARSING ID 83639

Priority Date: September 04, 1974

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	3.28 CFS	1,678.5 AF
			3.28 CFS	1,678.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE 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	
02N 04W 16										19.0	30.0						49.0
02N 04W 17													2.0	6.0	37.0	29.0	74.0
02N 04W 20	33.0			40.0												20.0	93.0
02N 04W 21		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		480.0
02N 04W 28		40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0						320.0
02N 04W 29	40.0		40.0	40.0									40.0	40.0		40.0	240.0

Total Acres: 1256.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 2-10239
As Modified by Transfer No. 74776

CONDITIONS OF APPROVAL

3. This right is limited to the irrigation of 373 acres within the place of use described above in a single irrigation season.
4. Rights 2-10239, 2-10241, and 2-10243 when combined shall not exceed irrigation of 775 acres within the place of use described above in a single irrigation season.
5. Rights 57-2254, 2-10238, 2-10239, 2-10240, 2-10241, 2-10242, and 2-10243 when combined shall not exceed a total diversion rate of 12.51 cfs, a total annual maximum diversion volume of 4203.0 af at the field headgate, and the irrigation of 934.0 acres.
6. After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and 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 before 3/15 and after 11/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
9. The following rights are diverted through points of diversion described above: 2-10238, 2-10239, 2-10240, 2-10241, 2-10242, and 2-10243.
10. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

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 4th day of February, 2010


John Westra, Western Regional Manager

WATER RIGHT NO. 2-10240
As Modified by Transfer No. 74776

In accordance with the approval of Transfer No. 74776, Water Right No. 2-10240 is now described as follows.

Right Holder: DALE VAN ES And
 JACKIE VAN ES
 8222 DESERT DR
 MARSING ID 83639

Priority Date: December 18, 1974

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to	11/15	0.49 CFS	247.5 AF
			0.49 CFS	247.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE 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	
02N 04W 16										19.0	30.0						49.0
02N 04W 17													2.0	6.0	37.0	29.0	74.0
02N 04W 20	33.0			40.0												20.0	93.0
02N 04W 21		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		480.0
02N 04W 28		40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0						320.0
02N 04W 29	40.0		40.0	40.0									40.0	40.0		40.0	240.0

Total Acres: 1256.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 2-10240
As Modified by Transfer No. 74776

CONDITIONS OF APPROVAL

3. This right is limited to the irrigation of 55 acres within the place of use described above in a single irrigation season.
4. Rights 2-10238, 2-10240, and 2-10242 when combined shall not exceed irrigation of 141 acres within the place of use described above in a single irrigation season.
5. Rights 57-2254, 2-10238, 2-10240, and 2-10242 when combined shall not exceed a total diversion rate of 2.63 cfs, a total annual maximum diversion volume of 715.5 af at the field headgate, and the irrigation of 159 acres.
6. Rights 57-2254, 2-10238, 2-10239, 2-10240, 2-10241, 2-10242, and 2-10243 when combined shall not exceed a total diversion rate of 12.51 cfs, a total annual maximum diversion volume of 4203.0 af at the field headgate, and the irrigation of 934.0 acres.
7. After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and 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 before 3/15 and after 11/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
10. The following rights are diverted through points of diversion described above: 2-10238, 2-10239, 2-10240, 2-10241, 2-10242, and 2-10243.
11. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

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 4th day of February, 2010


John Westra, Western Regional Manager

WATER RIGHT NO. 2-10241
As Modified by Transfer No. 74776

In accordance with the approval of Transfer No. 74776, Water Right No. 2-10241 is now described as follows.

Right Holder: DALE VAN ES And
 JACKIE VAN ES
 8222 DESERT DR
 MARSING ID 83639

Priority Date: December 18, 1974

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	2.20 CFS	1,125.0 AF
			2.20 CFS	1,125.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE 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	
02N 04W 16									19.0	30.0							49.0
02N 04W 17													2.0	6.0	37.0	29.0	74.0
02N 04W 20	33.0			40.0												20.0	93.0
02N 04W 21		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		480.0
02N 04W 28		40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0						320.0
02N 04W 29	40.0		40.0	40.0									40.0	40.0		40.0	240.0

Total Acres: 1256.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

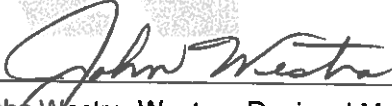
WATER RIGHT NO. 2-10241
As Modified by Transfer No. 74776

CONDITIONS OF APPROVAL

3. This right is limited to the irrigation of 250 acres within the place of use described above in a single irrigation season.
4. Rights 2-10239, 2-10241, and 2-10243 when combined shall not exceed irrigation of 775 acres within the place of use described above in a single irrigation season.
5. Rights 57-2254, 2-10238, 2-10239, 2-10240, 2-10241, 2-10242, and 2-10243 when combined shall not exceed a total diversion rate of 12.51 cfs, a total annual maximum diversion volume of 4203.0 af at the field headgate, and the irrigation of 934.0 acres.
6. After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and 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 before 3/15 and after 11/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
9. The following rights are diverted through points of diversion described above: 2-10238, 2-10239, 2-10240, 2-10241, 2-10242, and 2-10243.
10. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

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 4th day of February, 2010


John Westra, Western Regional Manager

WATER RIGHT NO. 2-10242
As Modified by Transfer No. 74776

In accordance with the approval of Transfer No. 74776, Water Right No. 2-10242 is now described as follows.

Right Holder: DALE VAN ES And
 JACKIE VAN ES
 8222 DESERT DR
 MARSING ID 83639

Priority Date: July 07, 1994

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 11/15	0.67 CFS	18.0 AF
			0.67 CFS	18.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE 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	
02N 04W 16									19.0	30.0							49.0
02N 04W 17													2.0	6.0	37.0	29.0	74.0
02N 04W 20	33.0			40.0												20.0	93.0
02N 04W 21		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		480.0
02N 04W 28		40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0						320.0
02N 04W 29	40.0		40.0	40.0									40.0	40.0		40.0	240.0

Total Acres: 1256

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

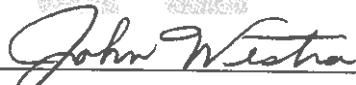
WATER RIGHT NO. 2-10242
As Modified by Transfer No. 74776

CONDITIONS OF APPROVAL

3. This right is limited to the irrigation of 141 acres within the place of use described above in a single irrigation season.
4. Rights 2-10238, 2-10240, and 2-10242 when combined shall not exceed irrigation of 141 acres within the place of use described above in a single irrigation season.
5. Rights 57-2254, 2-10238, 2-10240, and 2-10242 when combined shall not exceed a total diversion rate of 2.63 cfs, a total annual maximum diversion volume of 715.5 af at the field headgate, and the irrigation of 159 acres.
6. Rights 57-2254, 2-10238, 2-10239, 2-10240, 2-10241, 2-10242, and 2-10243 when combined shall not exceed a total diversion rate of 12.51 cfs, a total annual maximum diversion volume of 4203.0 af at the field headgate, and the irrigation of 934.0 acres.
7. After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
9. The portion of Right 2-10242 in excess of this transfer approval in the amount of 0.53 cfs, 180 af, and 40 acres shall be considered forfeited through approval of Transfer 74776.
10. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
11. The following rights are diverted through points of diversion described above: 2-10238, 2-10239, 2-10240, 2-10241, 2-10242, and 2-10243.

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 4th day of February, 20 10


John Westra, Western Regional Manager

WATER RIGHT NO. 2-10243
As Modified by Transfer No. 74776

In accordance with the approval of Transfer No. 74776, Water Right No. 2-10243 is now described as follows.

Right Holder: DALE VAN ES And
 JACKIE VAN ES
 8222 DESERT DR
 MARSING ID 83639

Priority Date: July 07, 1994

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 11/15	4.77 CFS	684.0 AF
			4.77 CFS	684.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE County
SNAKE RIVER	L1 (NWNW)	Sec. 23 Twp 02N Rge 04W OWYHEE 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	
02N 04W 16									19.0	30.0							49.0
02N 04W 17													2.0	6.0	37.0	29.0	74.0
02N 04W 20	33.0			40.0												20.0	93.0
02N 04W 21		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		480.0
02N 04W 28		40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0						320.0
02N 04W 29	40.0		40.0	40.0									40.0	40.0		40.0	240.0

Total Acres: 1256

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

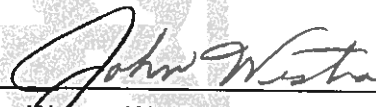
WATER RIGHT NO. 2-10243
As Modified by Transfer No. 74776

CONDITIONS OF APPROVAL

3. This right is limited to the irrigation of 775 acres within the place of use described above in a single irrigation season.
4. Rights 2-10239, 2-10241, and 2-10243 when combined shall not exceed irrigation of 775 acres within the place of use described above in a single irrigation season.
5. Rights 57-2254, 2-10238, 2-10239, 2-10240, 2-10241, 2-10242, and 2-10243 when combined shall not exceed a total diversion rate of 12.51 cfs, a total annual maximum diversion volume of 4203.0 af at the field headgate, and the irrigation of 934.0 acres.
6. After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
8. The portion of Right 2-10243 in excess of this transfer approval in the amount of 0.72 cfs, 243.0 af, and 54 acres shall be considered forfeited through approval of Transfer 74776.
9. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
10. The following rights are diverted through points of diversion described above: 2-10238, 2-10239, 2-10240, 2-10241, 2-10242, and 2-10243.

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 4th day of February, 20 10


John Westra, Western Regional Manager