

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75943**

This is to certify that: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO ID 83348
(208)788-2357

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>
37-407	WR/Decreed	05/31/1885	2 cfs	N/A	N/A	304.0	SILVER CREEK
37-408	WR/Decreed	10/25/1892	1 cfs	N/A	N/A	304.0	SILVER CREEK
37-7014	WR/Decreed	03/11/1968	5 cfs	1335 af	445.0	445.0	GROUND WATER
37-693	WR/Decreed	04/01/1890	1 cfs	N/A	90.0	90.0	SILVER CREEK
37-2573	WR/Decreed	06/16/1955	1.42 cfs	562 af	240.0	494.0	GROUND WATER
37-11932	WR/Decreed	04/15/1987	0.72 cfs	96.5 af	254.0	494.0	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>
37-407	NO	NO	YES	YES	NO	NO
37-408	NO	NO	YES	YES	NO	NO
37-7014	NO	NO	YES	YES	NO	NO
37-693	NO	NO	YES	YES	NO	NO
37-2573	NO	NO	YES	YES	NO	NO
37-11932	NO	NO	YES	YES	NO	NO

SUPPORT DATA

IN FILE # 37-407

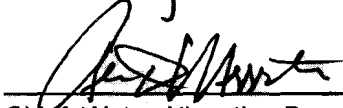
**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75943**

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
37-407	37-407	2.00 cfs	N/A	304.0	549.3		N/A	N/A	N/A	N/A
37-408	37-408	1.00 cfs	N/A	304.0	549.3		N/A	N/A	N/A	N/A
37-7014	37-7014	5.00 cfs	1335.0 af	445.0	549.3		N/A	N/A	N/A	N/A
37-693	37-693	1.00 cfs	N/A	90.0	549.3		N/A	N/A	N/A	N/A
37-2573	37-2573	1.42 cfs	562.0 af	240.0	549.3		N/A	N/A	N/A	N/A
37-11932	37-11932	0.72 cfs	96.5 af	254.0	549.3		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		10.42 cfs	N/A	539.0	549.3		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 28th day of January, 20 10


for Chief, Water Allocation Bureau

WATER RIGHT NO. 37-407
As Modified by Transfer No. 75943

In accordance with the approval of Transfer No. 75943, Water Right No. 37-407 is now described as follows.

Right Holder: JOHN D FLOOD
 QUEENS CROWN RANCH
 19249 HWY 20
 PICABO ID 83348

Priority Date: May 31, 1885

Source: SILVER CREEK

Tributary: LITTLE WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	2.00 CFS
			2.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

SILVER CREEK	NENENE	Sec. 35 Twp 01S	Rge 20E	BLAINE County
SILVER CREEK	NESWNE	Sec. 1 Twp 02S	Rge 20E	BLAINE County
SILVER CREEK	L3 (SWNENW)	Sec. 6 Twp 02S	Rge 21E	BLAINE County
SILVER CREEK	L3 (SWNENW)	Sec. 6 Twp 02S	Rge 21E	BLAINE County
SILVER CREEK	L7 (NESWSW)	Sec. 6 Twp 02S	Rge 21E	BLAINE 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 21E 31			16.8	20.1							24.5	30.7	36.2	35.7	40.1	38.2	242.3
01S 21E 32										16.7							16.7
02S 20E 12	21.8																21.8
02S 21E 6	5.8	37.6	12.4		35.2	18.8	36.5	30.1	10.9	24.1	18.3						229.7
02S 21E 7	L 1	L 2			L 3	L 4	L 5			L 6	L 7						38.8
						38.8	L 1										

Total Acres: 549.3

WATER RIGHT NO. 37-407
As Modified by Transfer No. 75943

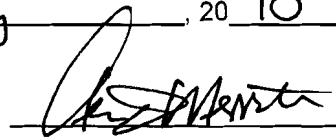
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 304 acres within the place of use described above in a single irrigation season.
2. Rights 37-407 and 37-408 when combined shall not exceed the irrigation of 304 acres.
3. Rights 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932 when combined shall not exceed the irrigation of 539 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
5. This right does not grant any right-of-way or easement across the land of another.
6. Place of use does not include federal public lands.
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. 37M.
8. The right holder shall maintain measuring devices and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
9. The right holder shall accomplish the change authorized by this transfer within one year 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. 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 28th day of January, 20 10

FDR



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-408
As Modified by Transfer No. 75943

In accordance with the approval of Transfer No. 75943, Water Right No. 37-408 is now described as follows.

Right Holder: JOHN D FLOOD
 QUEENS CROWN RANCH
 19249 HWY 20
 PICABO ID 83348

Priority Date: October 25, 1892

Source: SILVER CREEK

Tributary: LITTLE WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	1.00 CFS
			1.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

SILVER CREEK	NENENE	Sec. 35 Twp 01S	Rge 20E	BLAINE County
SILVER CREEK	NESWNE	Sec. 1 Twp 02S	Rge 20E	BLAINE County
SILVER CREEK	L3 (SWNENW)	Sec. 6 Twp 02S	Rge 21E	BLAINE County
SILVER CREEK	L3 (SWNENW)	Sec. 6 Twp 02S	Rge 21E	BLAINE County
SILVER CREEK	L7 (NESWSW)	Sec. 6 Twp 02S	Rge 21E	BLAINE 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	21E	31			16.8	20.1							24.5	30.7	36.2	35.7	40.1	38.2	242.3
01S	21E	32										16.7							16.7
02S	20E	12	21.8																21.8
02S	21E	6	5.8	37.6	12.4		35.2	18.8	36.5	30.1	10.9	24.1	18.3						229.7
			L1	L2			L3	L4	L5			L6	L7						
02S	21E	7						38.8											38.8
								L1											

Total Acres: 549.3

WATER RIGHT NO. 37-408
As Modified by Transfer No. 75943

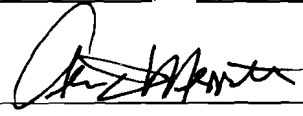
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 304 acres within the place of use described above in a single irrigation season.
2. Rights 37-407 and 37-408 when combined shall not exceed the irrigation of 304 acres.
3. Rights 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932 when combined shall not exceed the irrigation of 539 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
5. This right does not grant any right-of-way or easement across the land of another.
6. Place of use does not include federal public lands.
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. 37M.
8. The right holder shall maintain measuring devices and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
9. The right holder shall accomplish the change authorized by this transfer within one year 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. 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 28th day of January, 2010

For


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-693
As Modified by Transfer No. 75943

In accordance with the approval of Transfer No. 75943, Water Right No. 37-693 is now described as follows.

Right Holder: JOHN D FLOOD
 QUEENS CROWN RANCH
 19249 HWY 20
 PICABO ID 83348

Priority Date: April 01, 1890

Source: SILVER CREEK

Tributary: LITTLE WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	1.00 CFS
			1.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

SILVER CREEK	NENENE	Sec. 35 Twp 01S	Rge 20E	BLAINE County
SILVER CREEK	NESWNE	Sec. 1 Twp 02S	Rge 20E	BLAINE County
SILVER CREEK	L3 (SWNENW)	Sec. 6 Twp 02S	Rge 21E	BLAINE County
SILVER CREEK	L3 (SWNENW)	Sec. 6 Twp 02S	Rge 21E	BLAINE County
SILVER CREEK	L7 (NESWSW)	Sec. 6 Twp 02S	Rge 21E	BLAINE 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 21E 31			16.8	20.1							24.5	30.7	36.2	35.7	40.1	38.2	242.3
01S 21E 32										16.7							16.7
02S 20E 12	21.8																21.8
02S 21E 6	5.8	37.6	12.4		35.2	18.8	36.5	30.1	10.9	24.1	18.3						229.7
02S 21E 7	L 1	L 2			L 3	L 4	L 5			L 6	L 7						38.8
						38.8	L 1										

Total Acres: 549.3

WATER RIGHT NO. 37-693
As Modified by Transfer No. 75943

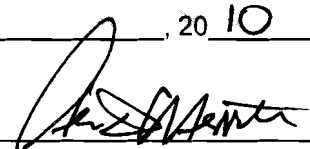
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 90 acres within the place of use described above in a single irrigation season.
2. Rights 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932 when combined shall not exceed the irrigation of 539 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. This right does not grant any right-of-way or easement across the land of another.
5. Place of use does not include federal public lands.
6. 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. 37M.
7. The right holder shall maintain measuring devices and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
8. The right holder shall accomplish the change authorized by this transfer within one year 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. 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 28th day of January, 20 10

FOR



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-2573
As Modified by Transfer No. 75943

In accordance with the approval of Transfer No. 75943, Water Right No. 37-2573 is now described as follows.

Right Holder: JOHN D FLOOD
 QUEENS CROWN RANCH
 19249 HWY 20
 PICABO ID 83348

Priority Date: June 16, 1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/31	1.42 CFS	562.0 AF
			1.42 CFS	562.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER (Injection)	SESESW	Sec. 17 Twp 01S	Rge 19E	BLAINE County
GROUND WATER	SWSWSE	Sec. 17 Twp 01S	Rge 19E	BLAINE County
GROUND WATER (Rediversion)	NENENE	Sec. 35 Twp 01S	Rge 20E	BLAINE County
GROUND WATER (Rediversion)	NESWNE	Sec. 1 Twp 02S	Rge 20E	BLAINE County
GROUND WATER (Rediversion)	L3 (SWNENW)	Sec. 6 Twp 02S	Rge 21E	BLAINE County
GROUND WATER (Rediversion)	L3 (SWNENW)	Sec. 6 Twp 02S	Rge 21E	BLAINE County
GROUND WATER (Rediversion)	L7 (NESWSW)	Sec. 6 Twp 02S	Rge 21E	BLAINE 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	21E	31			16.8	20.1							24.5	30.7	36.2	35.7	40.1	38.2	242.3
01S	21E	32										16.7							16.7
02S	20E	12	21.8																21.8
02S	21E	6	5.8	37.6	12.4		35.2	18.8	36.5	30.1	10.9	24.1	18.3						229.7
02S	21E	7	L1	L2			L3	L4	L5			L6	L7						38.8
								L1											

Total Acres: 549.3

WATER RIGHT NO. 37-2573
As Modified by Transfer No. 75943

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 240 acres within the place of use described above in a single irrigation season.
2. Rights 37-2573 and 37-11932 when combined shall not exceed a total diversion rate of 1.42 cfs, a total annual maximum diversion volume of 562.3 af at the field headgate, and the irrigation of 494 acres.
3. Rights 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932 when combined shall not exceed the irrigation of 539 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
5. The portion of Right 37-2573 used for conveyance losses is 0.14 cfs.
6. Water is discharged from the well into Patton Creek, flowing through Stalker Creek and into Silver Creek where it is rediverted from Silver Creek onto the lands identified above.
7. This right does not grant any right-of-way or easement across the land of another.
8. Place of use does not include federal public lands.
9. 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. 37M.
10. The right holder shall maintain measuring devices and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the point of diversion, point of injection, and points of rediversion.
11. To the extent this right supplements surface water rights, 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.
12. If the surface water right(s) supplemented by this right are 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.
13. Right No. 37-11932 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

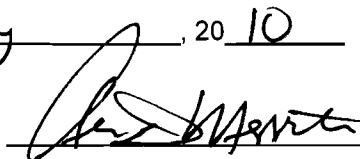
WATER RIGHT NO. 37-2573
As Modified by Transfer No. 75943

15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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 28th day of January, 20 10

F-12



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-7014
As Modified by Transfer No. 75943

In accordance with the approval of Transfer No. 75943, Water Right No. 37-7014 is now described as follows.

Right Holder: JOHN D FLOOD
 QUEENS CROWN RANCH
 19249 HWY 20
 PICABO ID 83348

Priority Date: March 11, 1968

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	5.00 CFS	1,335.0 AF
			5.00 CFS	1,335.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 20 Twp 01S	Rge 19E	BLAINE County
GROUND WATER (Injection)	NWNWNE	Sec. 20 Twp 01S	Rge 19E	BLAINE County
GROUND WATER (Rediversion)	NENENE	Sec. 35 Twp 01S	Rge 20E	BLAINE County
GROUND WATER (Rediversion)	NESWNE	Sec. 1 Twp 02S	Rge 20E	BLAINE County
GROUND WATER (Rediversion)	L3 (SWNENW)	Sec. 6 Twp 02S	Rge 21E	BLAINE County
GROUND WATER (Rediversion)	L3 (SWNENW)	Sec. 6 Twp 02S	Rge 21E	BLAINE County
GROUND WATER (Rediversion)	L7 (NESWSW)	Sec. 6 Twp 02S	Rge 21E	BLAINE 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 21E 31			16.8	20.1							24.5	30.7	36.2	35.7	40.1	38.2	242.3
01S 21E 32										16.7							16.7
02S 20E 12	21.8																21.8
02S 21E 6	5.8	37.6	12.4		35.2	18.8	36.5	30.1	10.9	24.1	18.3						229.7
02S 21E 7	L 1	L 2			L 3	L 4	L 5			L 6	L 7						38.8
						38.8	L 1										

Total Acres: 549.3

WATER RIGHT NO. 37-7014
As Modified by Transfer No. 75943

CONDITIONS OF APPROVAL

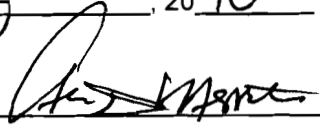
1. The rate of diversion at the points of redirection from Silver Creek shall not exceed 4.3 cfs.
2. This right is limited to the irrigation of 445 acres within the place of use described above in a single irrigation season.
3. The maximum combined rate of diversion under this right & rights 37-2649A and 37-2649B shall not exceed 7.44 cfs.
4. Rights 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932 when combined shall not exceed the irrigation of 539 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. This right does not grant any right-of-way or easement across the land of another.
7. Place of use does not include federal public lands.
8. The well shall be permanently maintained with a valve or other control device to stop flow when the well is not in use. No more water may be diverted from the well than the beneficial requirements to irrigate the lands described in this right and rights 37-2649A and 37-2649B.
9. Water is discharged from the well into Patton Creek, flowing through Stalker Creek and into Silver Creek where it is redirected from Silver Creek onto the lands identified above.
10. To the extent this right supplements surface water rights, 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.
11. If the surface water right(s) supplemented by this right are 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.
12. 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. 37M.
13. The right holder shall maintain measuring devices and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the point of diversion, point of injection, and points of redirection.
14. The right holder(s) shall pay such charges for the watermasters service as shall be found to be required due to the additional expense of regulating use of this water.

WATER RIGHT NO. 37-7014
As Modified by Transfer No. 75943

15. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
17. 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 28th day of January, 20 10



DOR Chief, Water Allocation Bureau

WATER RIGHT NO. 37-11932
As Modified by Transfer No. 75943

In accordance with the approval of Transfer No. 75943, Water Right No. 37-11932 is now described as follows.

Right Holder: JOHN D FLOOD
 QUEENS CROWN RANCH
 19249 HWY 20
 PICABO ID 83348

Priority Date: April 15, 1987

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to 10/31	0.72 CFS	96.5 AF
		0.72 CFS	96.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER (Injection)	SESESW	Sec. 17 Twp 01S	Rge 19E	BLAINE County
GROUND WATER	SWSWSE	Sec. 17 Twp 01S	Rge 19E	BLAINE County
GROUND WATER (Rediversion)	NENENE	Sec. 35 Twp 01S	Rge 20E	BLAINE County
GROUND WATER (Rediversion)	NESWNE	Sec. 1 Twp 02S	Rge 20E	BLAINE County
GROUND WATER (Rediversion)	L3 (SWNENW)	Sec. 6 Twp 02S	Rge 21E	BLAINE County
GROUND WATER (Rediversion)	L3 (SWNENW)	Sec. 6 Twp 02S	Rge 21E	BLAINE County
GROUND WATER (Rediversion)	L7 (NESWSW)	Sec. 6 Twp 02S	Rge 21E	BLAINE 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 21E 31			16.8	20.1							24.5	30.7	36.2	35.7	40.1	38.2	242.3
01S 21E 32										16.7							16.7
02S 20E 12	21.8																21.8
02S 21E 6	5.8	37.6	12.4		35.2	18.8	36.5	30.1	10.9	24.1	18.3						229.7
02S 21E 7	L 1	L 2			L 3	L 4	L 5			L 6	L 7						38.8
						38.8											
						L 1											

Total Acres: 549.3

WATER RIGHT NO. 37-11932
As Modified by Transfer No. 75943

CONDITIONS OF APPROVAL

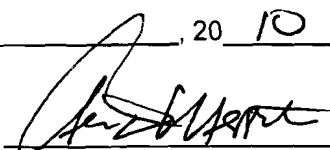
1. This right is limited to the irrigation of 254 acres within the place of use described above in a single irrigation season.
2. Rights 37-2573 and 37-11932 when combined shall not exceed a total diversion rate of 1.42 cfs, a total annual maximum diversion volume of 562.3 af at the field headgate, and the irrigation of 494 acres.
3. Rights 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932 when combined shall not exceed the irrigation of 539 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
5. Water is discharged from the well into Patton Creek, flowing through Stalker Creek and into Silver Creek where it is rediverted from Silver Creek onto the lands identified above.
6. This right does not grant any right-of-way or easement across the land of another.
7. Place of use does not include federal public lands.
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. 37M.
9. The right holder shall maintain measuring devices and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the point of diversion, point of injection, and points of rediversion.
10. To the extent this right supplements surface water rights, 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.
11. If the surface water right(s) supplemented by this right are 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.
12. This right is based upon an enlargement of Right No. 37-2573 pursuant to Section 42-1426, Idaho Code.
13. 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.

WATER RIGHT NO. 37-11932
As Modified by Transfer No. 75943

14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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 28th day of January, 20 10


For _____
Chief, Water Allocation Bureau