

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75497

This is to certify that: GEM STATE ACADEMY
16115 S MONTANA AVE
CALDWELL ID 83605
(208)459-1627

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

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
63-11308	WR/License	02/28/1990	0.62 cfs	205.8 af	N/A	10.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-11308	NO	YES	YES	YES	NO	NO

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
63-11308	63-11308	0.62 cfs	205.8 af	N/A	10.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		0.62 cfs	205.8 af	N/A	10.0		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. 63-11308
As Modified by Transfer No. 75497

In accordance with the approval of Transfer No. 75497, Water Right No. 63-11308 is now described as follows.

Right Holder: GEM STATE ACADEMY
 16115 S MONTANA AVE
 CALDWELL ID 83605

Priority Date: February 28, 1990

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	to 12/31	0.37 CFS	30.6 AF
IRRIGATION	03/15	to 11/15	0.20 CFS	45.0 AF
COMMERCIAL	01/01	to 12/31	0.23 CFS	130.2 AF
			0.62 CFS	205.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSW Sec. 10 Twp 03N Rge 03W CANYON County
 GROUND WATER SESW Sec. 10 Twp 03N Rge 03W CANYON County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 03W 10									X		X	X			X		

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	
03N 03W 10												10.0					10.0

Total Acres: 10

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 03W 10												X					

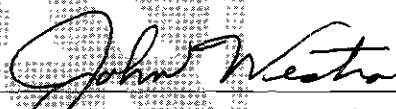
WATER RIGHT NO. 63-11308
As Modified by Transfer No. 75497

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. 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.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 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 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.
5. 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.
6. Domestic use is for Gem State Academy buildings and 9 other homes. Irrigation of lawn, garden and landscaping associated with the Gem State Academy grounds and homes is authorized under the irrigation component of this right.
7. Right 63-3207 is diverted through the point of diversion in the SE SW, Sec 10, T3N, R3W described 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