

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75772

This is to certify that: SIX S RANCH LLC
 1354 E SIX S RANCH RD
 DECLO ID 83323
 (208)654-2564

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>
45-297	WR/Decreed	07/31/1876	1.1 cfs	N/A	127.0	670.3	BRIM CREEK, WHITE PINE CANYON CREEK
45-247	WR/Decreed	04/12/1892	2.1 cfs	N/A	127.0	670.3	BRIM CREEK, WHITE PINE CANYON CREEK

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>
45-297	NO	NO	NO	YES	NO	NO
45-247	NO	NO	NO	YES	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>
45-297	45-297	1.1 cfs	N/A	127.0	670.3		N/A	N/A	N/A	N/A
45-247	45-247	2.1 cfs	N/A	127.0	670.3		N/A	N/A	N/A	N/A
COMBINED TOTALS		3.2 cfs	N/A	127.0	670.3		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 17th day of September, 2009


 Chief, Water Allocation Bureau

SUPPORT DATA
 IN FILE # 45-247

SCANNED
 OCT 11 2009

WATER RIGHT NO. 45-247
As Modified by Transfer No. 75772

In accordance with the approval of Transfer No. 75772, Water Right No. 45-247 is now described as follows.

Right Holder: SIX S RANCH LLC
 1354 E SIX S RANCH RD
 DECLO ID 83323

Priority Date: April 12, 1892

Source: BRIM CREEK **Tributary:** LAND CREEK
 WHITE PINE CANYON CREEK LAND CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 10/31	2.10 CFS
			2.10 CFS

LOCATION OF POINT(S) OF DIVERSION:

BRIM CREEK	SWNESE	Sec. 13 Twp 12S	Rge 24E	CASSIA County
BRIM CREEK	SENWSE	Sec. 13 Twp 12S	Rge 24E	CASSIA County
WHITE PINE CANYON CREEK	NWNESE	Sec. 23 Twp 12S	Rge 24E	CASSIA County
WHITE PINE CANYON CREEK	SENWNW	Sec. 24 Twp 12S	Rge 24E	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	
12S	24E	13			40.0	39.0		13.0	35.0	40.0	39.0	39.0	39.0	39.0	10.0	38.0	9.7		380.7
12S	24E	14				11.0					1.9			16.0	37.0	30.0	40.0	40.0	175.9
12S	24E	23	19.0	28.0			31.0		.9	4.8									83.7
12S	24E	24					11.0	19.0											30.0

Total Acres: 670.3

SCANNED
 OCT 01 2009

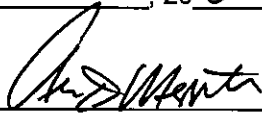
WATER RIGHT NO. 45-247
As Modified by Transfer No. 75772

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 127 acres within the place of use described above in a single irrigation season.
2. Rights 45-247 and 45-297 when combined shall not exceed the irrigation of 127 acres.
3. Rights 45-219, 45-220, 45-232, 45-247, 45-248, 45-250B, 45-266B, 45-278, 45-288, 45-289, 45-296, and 45-297 when combined shall not exceed the irrigation of 670.3 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 period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than January 4, 2008.
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. 45F.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
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 17th day of September, 20 09



Chief, Water Allocation Bureau

SCANNED
OCT 01 2009

WATER RIGHT NO. 45-297
As Modified by Transfer No. 75772

In accordance with the approval of Transfer No. 75772, Water Right No. 45-297 is now described as follows.

Right Holder: SIX S RANCH LLC
 1354 E SIX S RANCH RD
 DECLO ID 83323

Priority Date: July 31, 1876

Source: BRIM CREEK **Tributary:** LAND CREEK
 WHITE PINE CANYON CREEK LAND CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01 to	10/31	1.10 CFS
			1.10 CFS

LOCATION OF POINT(S) OF DIVERSION:

BRIM CREEK	SWNESE	Sec. 13 Twp 12S	Rge 24E	CASSIA County
BRIM CREEK	SENWSE	Sec. 13 Twp 12S	Rge 24E	CASSIA County
WHITE PINE CANYON CREEK	NWNESE	Sec. 23 Twp 12S	Rge 24E	CASSIA County
WHITE PINE CANYON CREEK	SEWNW	Sec. 24 Twp 12S	Rge 24E	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	
12S	24E	13			40.0	39.0		13.0	35.0	40.0	39.0	39.0	39.0	39.0	10.0	38.0	9.7		380.7
12S	24E	14				11.0					1.9			16.0	37.0	30.0	40.0	40.0	175.9
12S	24E	23	19.0	28.0			31.0		.9	4.8									83.7
12S	24E	24					11.0	19.0											30.0

Total Acres: 670.3

SCANNED
 OCT 11 2009

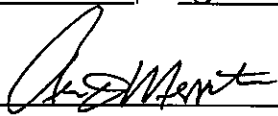
WATER RIGHT NO. 45-297
As Modified by Transfer No. 75772

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 127 acres within the place of use described above in a single irrigation season.
2. Rights 45-247 and 45-297 when combined shall not exceed the irrigation of 127 acres.
3. Rights 45-219, 45-220, 45-232, 45-247, 45-248, 45-250B, 45-266B, 45-278, 45-288, 45-289, 45-296, and 45-297 when combined shall not exceed the irrigation of 670.3 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 period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than January 4, 2008.
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. 45F.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
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 17th day of September, 20 09



Chief, Water Allocation Bureau

SCANNED
OCT 11 2009