

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75951

This is to certify that: L 3 LTD PARTNERSHIP
 C/O LAVAR NEWMAN
 2941 N 800 E
 MONTEVIEW ID 83435
 (208)657-2252

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>
32-7265	WR/Decreed	12/23/1960	1.38 cfs	350 af	100.0	246.0	GROUND WATER
32-7266	WR/Decreed	01/31/1963	0.33 cfs	84 af	24.0	246.0	GROUND WATER
32-7267	WR/Decreed	03/24/1964	0.22 cfs	38.5 af	11.0	246.0	GROUND WATER
32-7268	WR/Decreed	04/03/1967	1.15 cfs	231 af	66.0	246.0	GROUND WATER
32-7269	WR/Decreed	02/10/1966	0.72 cfs	126 af	36.0	246.0	GROUND WATER
32-7270	WR/Decreed	01/30/1966	0.11 cfs	31.5 af	9.0	246.0	GROUND WATER
32-7271	WR/Decreed	02/12/1963	0.38 cfs	161 af	100.0	246.0	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>
32-7265	NO	NO	NO	YES	NO	NO
32-7266	NO	NO	NO	YES	NO	NO
32-7267	NO	NO	NO	YES	NO	NO
32-7268	NO	NO	NO	YES	NO	NO
32-7269	NO	NO	NO	YES	NO	NO
32-7270	NO	NO	NO	YES	NO	NO
32-7271	NO	NO	NO	YES	NO	NO

SUPPORT DATA

IN FILE # 32-7265

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75951

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
32-7265	32-7265	1.38 cfs	350 af	100.0	246.0		N/A	N/A	N/A	N/A
32-7266	32-7266	0.33 cfs	84 af	24.0	246.0		N/A	N/A	N/A	N/A
32-7267	32-7267	0.22 cfs	38.5 af	11.0	246.0		N/A	N/A	N/A	N/A
32-7268	32-7268	1.15 cfs	231 af	66.0	246.0		N/A	N/A	N/A	N/A
32-7269	32-7269	0.72 cfs	126 af	36.0	246.0		N/A	N/A	N/A	N/A
32-7270	32-7270	0.11 cfs	31.5 af	9.0	246.0		N/A	N/A	N/A	N/A
32-7271	32-7271	0.38 cfs	161 af	100.0	246.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		4.07 cfs	861 af	246.0	246.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 14 day of October, 2009

Ernest Carlson
for _____
Chief, Water Allocation Bureau

WATER RIGHT NO. 32-7265
As Modified by Transfer No. 75951

In accordance with the approval of Transfer No. 75951, Water Right No. 32-7265 is now described as follows.

Right Holder: L 3 LTD PARTNERSHIP
 C/O LAVAR NEWMAN
 2941 N 800 E
 MONTEVIEW ID 83435

Priority Date: December 23, 1960

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	1.38 CFS	350.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 8	Twp 08N	Rge 33E	JEFFERSON County
GROUND WATER	SWSE	Sec. 8	Twp 08N	Rge 33E	JEFFERSON 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	
08N	33E	8	30.0	31.0	31.0	31.0									31.0	31.0	31.0	30.0	246.0

Total Acres: 246

CONDITIONS OF APPROVAL

1. Rights 32-7265 and 32-7271 when combined shall not exceed the irrigation of 100 acres.
2. Rights 32-7265, 32-7266, 32-7267, 32-7268, 32-7269, 32-7270 and 32-7271 when combined shall not exceed a total diversion rate of 4.07 cfs, a total annual maximum diversion volume of 861 af at the field headgate, and the irrigation of 246 acres.
3. 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. 110.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 75951, 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.
6. 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.
7. 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.

WATER RIGHT NO. 32-7265
As Modified by Transfer No. 75951

CONDITIONS OF APPROVAL

8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. The following rights are diverted through point(s) of diversion described above: 32-7265, 32-7266, 32-7267, 32-7268, 32-7269, 32-7270, 32-7271.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 14 day of October, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 32-7266
As Modified by Transfer No. 75951

In accordance with the approval of Transfer No. 75951, Water Right No. 32-7266 is now described as follows.

Right Holder: L 3 LTD PARTNERSHIP
 C/O LAVAR NEWMAN
 2941 N 800 E
 MONTEVIEW ID 83435

Priority Date: January 31, 1963

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	0.33 CFS	84.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 8	Twp 08N	Rge 33E	JEFFERSON County
GROUND WATER	SWSE	Sec. 8	Twp 08N	Rge 33E	JEFFERSON 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		
08N	33E	8	30.0	31.0	31.0	31.0														246.0

Total Acres: 246

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 24 acres within the place of use described above in a single irrigation season.
2. Rights 32-7265, 32-7266, 32-7267, 32-7268, 32-7269, 32-7270 and 32-7271 when combined shall not exceed a total diversion rate of 4.07 cfs, a total annual maximum diversion volume of 861 af at the field headgate, and the irrigation of 246 acres.
3. 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. 110.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 75951, 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.
6. 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.

WATER RIGHT NO. 32-7266
As Modified by Transfer No. 75951

CONDITIONS OF APPROVAL

7. 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.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. The following rights are diverted through point(s) of diversion described above: 32-7265, 32-7266, 32-7267, 32-7268, 32-7269, 32-7270, 32-7271.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 14 day of October, 2009

for Ernest Carlson
Chief, Water Allocation Bureau

WATER RIGHT NO. 32-7267
As Modified by Transfer No. 75951

In accordance with the approval of Transfer No. 75951, Water Right No. 32-7267 is now described as follows.

Right Holder: L 3 LTD PARTNERSHIP
 C/O LAVAR NEWMAN
 2941 N 800 E
 MONTEVIEW ID 83435

Priority Date: March 24, 1964

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	0.22 CFS	38.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 8	Twp 08N	Rge 33E	JEFFERSON County
GROUND WATER	SWSE	Sec. 8	Twp 08N	Rge 33E	JEFFERSON 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	
08N 33E 8	30.0	31.0	31.0	31.0													246.0

Total Acres: 246

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 11 acres within the place of use described above in a single irrigation season.
2. Rights 32-7265, 32-7266, 32-7267, 32-7268, 32-7269, 32-7270 and 32-7271 when combined shall not exceed a total diversion rate of 4.07 cfs, a total annual maximum diversion volume of 861 af at the field headgate, and the irrigation of 246 acres.
3. 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. 110.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 75951, 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.
6. 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.

WATER RIGHT NO. 32-7267
As Modified by Transfer No. 75951

CONDITIONS OF APPROVAL

7. 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.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. The following rights are diverted through point(s) of diversion described above: 32-7265, 32-7266, 32-7267, 32-7268, 32-7269, 32-7270, 32-7271.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 14 day of October, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 32-7268
As Modified by Transfer No. 75951

In accordance with the approval of Transfer No. 75951, Water Right No. 32-7268 is now described as follows.

Right Holder: L 3 LTD PARTNERSHIP
 C/O LAVAR NEWMAN
 2941 N 800 E
 MONTEVIEW ID 83435

Priority Date: April 03, 1967

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	1.15 CFS	231.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 8	Twp 08N	Rge 33E	JEFFERSON County
GROUND WATER	SWSE	Sec. 8	Twp 08N	Rge 33E	JEFFERSON 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	
08N	33E	8	30.0	31.0	31.0	31.0									31.0	31.0	31.0	30.0	246.0

Total Acres: 246

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 66 acres within the place of use described above in a single irrigation season.
2. Rights 32-7265, 32-7266, 32-7267, 32-7268, 32-7269, 32-7270 and 32-7271 when combined shall not exceed a total diversion rate of 4.07 cfs, a total annual maximum diversion volume of 861 af at the field headgate, and the irrigation of 246 acres.
3. 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. 110.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 75951, 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.
6. 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.

WATER RIGHT NO. 32-7268
As Modified by Transfer No. 75951

CONDITIONS OF APPROVAL

7. 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.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. The following rights are diverted through point(s) of diversion described above: 32-7265, 32-7266, 32-7267, 32-7268, 32-7269, 32-7270, 32-7271.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 14 day of October, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 32-7269
As Modified by Transfer No. 75951

In accordance with the approval of Transfer No. 75951, Water Right No. 32-7269 is now described as follows.

Right Holder: L 3 LTD PARTNERSHIP
 C/O LAVAR NEWMAN
 2941 N 800 E
 MONTEVIEW ID 83435

Priority Date: February 10, 1966

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	0.72 CFS	126.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 8	Twp 08N	Rge 33E	JEFFERSON County
GROUND WATER	SWSE	Sec. 8	Twp 08N	Rge 33E	JEFFERSON 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		
08N	33E	8	30.0	31.0	31.0	31.0										31.0	31.0	31.0	30.0	246.0

Total Acres: 246

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 36 acres within the place of use described above in a single irrigation season.
2. Rights 32-7265, 32-7266, 32-7267, 32-7268, 32-7269, 32-7270 and 32-7271 when combined shall not exceed a total diversion rate of 4.07 cfs, a total annual maximum diversion volume of 861 af at the field headgate, and the irrigation of 246 acres.
3. 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. 110.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 75951, 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.
6. 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.

WATER RIGHT NO. 32-7269
As Modified by Transfer No. 75951

CONDITIONS OF APPROVAL

7. 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.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. The following rights are diverted through point(s) of diversion described above: 32-7265, 32-7266, 32-7267, 32-7268, 32-7269, 32-7270, 32-7271.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 14 day of October, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

**WATER RIGHT NO. 32-7270
As Modified by Transfer No. 75951**

In accordance with the approval of Transfer No. 75951, Water Right No. 32-7270 is now described as follows.

Right Holder: L 3 LTD PARTNERSHIP
C/O LAVAR NEWMAN
2941 N 800 E
MONTEVIEW ID 83435

Priority Date: January 30, 1966

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	0.11 CFS	31.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 8	Twp 08N	Rge 33E	JEFFERSON County
GROUND WATER	SWSE	Sec. 8	Twp 08N	Rge 33E	JEFFERSON 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	
08N	33E	8	30.0	31.0	31.0	31.0									31.0	31.0	31.0	30.0	246.0

Total Acres: 246

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 9 acres within the place of use described above in a single irrigation season.
2. Rights 32-7265, 32-7266, 32-7267, 32-7268, 32-7269, 32-7270 and 32-7271 when combined shall not exceed a total diversion rate of 4.07 cfs, a total annual maximum diversion volume of 861 af at the field headgate, and the irrigation of 246 acres.
3. 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. 110.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 75951, 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.
6. 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.

WATER RIGHT NO. 32-7270
As Modified by Transfer No. 75951

CONDITIONS OF APPROVAL

7. 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.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. The following rights are diverted through point(s) of diversion described above: 32-7265, 32-7266, 32-7267, 32-7268, 32-7269, 32-7270, 32-7271.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 14 day of October, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 32-7271
As Modified by Transfer No. 75951

In accordance with the approval of Transfer No. 75951, Water Right No. 32-7271 is now described as follows.

Right Holder: L 3 LTD PARTNERSHIP
 C/O LAVAR NEWMAN
 2941 N 800 E
 MONTEVIEW ID 83435

Priority Date: February 12, 1963

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	0.38 CFS	161.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 8	Twp 08N	Rge 33E	JEFFERSON County
GROUND WATER	SWSE	Sec. 8	Twp 08N	Rge 33E	JEFFERSON 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	
08N	33E	8	30.0	31.0	31.0	31.0									31.0	31.0	31.0	30.0	246.0

Total Acres: 246

CONDITIONS OF APPROVAL

1. Rights 32-7265 and 32-7271 when combined shall not exceed the irrigation of 100 acres.
2. Rights 32-7265, 32-7266, 32-7267, 32-7268, 32-7269, 32-7270 and 32-7271 when combined shall not exceed a total diversion rate of 4.07 cfs, a total annual maximum diversion volume of 861 af at the field headgate, and the irrigation of 246 acres.
3. 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. 110.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 75951, 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.
6. 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.

WATER RIGHT NO. 32-7271
As Modified by Transfer No. 75951

CONDITIONS OF APPROVAL

7. 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.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. The following rights are diverted through point(s) of diversion described above: 32-7265, 32-7266, 32-7267, 32-7268, 32-7269, 32-7270, 32-7271.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 14 day of October, 2009


for Chief, Water Allocation Bureau