

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75369

This is to certify that: HINSON HOLDINGS LLC

PO BOX 1417
 MC CALL ID 83638
 (208)634-9734

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>
67-381	WR/Decreed	06/01/1881	0.5 cfs	N/A	N/A	40.0	HORNET CREEK

Purpose of Transfer (Changes Proposed)

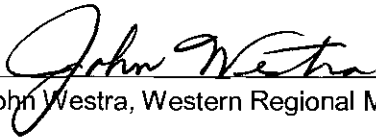
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
67-381	NO	YES	NO	NO	NO	NO

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>
67-381	67-381	0.5 cfs	N/A	N/A	40.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.5 cfs	N/A	N/A	40.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 5th day of October, 2009


 John Westra, Western Regional Manager

WATER RIGHT NO. 67-381
As Modified by Transfer No. 75369

In accordance with the approval of Transfer No. 75369, Water Right No. 67-381 is now described as follows.

Right Holder: HINSON HOLDINGS LLC
PO BOX 1417
MC CALL ID 83638

Priority Date: June 01, 1881

Source: HORNET CREEK

Tributary: WEISER RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	0.50 CFS
			0.50 CFS

LOCATION OF POINT(S) OF DIVERSION:

HORNET CREEK L4 (NESW) Sec. 5 Twp 16N Rge 01W ADAMS 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	
16N 01W 5									9.0	5.1	6.9	19.0					40.0

Total Acres: 40.0

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.
4. Diversion of water under the new point of diversion in Government Lot 4 (NESW), S5, T16N, R1W shall occur only at times when water is available for delivery by priority at the existing point of diversion in the NWNE, S31, T17N, R1W.
5. 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. 67 Weiser River.

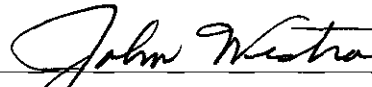
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CONDITIONS OF APPROVAL

6. 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.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 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 5th day of October, 2009


John Westra, Western Regional Manager