

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

AMENDED**TRANSFER OF WATER RIGHT*****AMENDED*****TRANSFER NO. 75454**

This is to certify that: IDAHO RANCH LLC
2296 CHANNEL RD
NEWPORT BEACH CA 92661
(949)675-1590

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>
37-8896	WR/License	07/16/1999	0.4 cfs	290 af	N/A	N/A	BIG WOOD RIVER
37-21733	AJC/Decreed	05/02/1884	0.08 cfs	N/A	N/A	14.0	BIG WOOD RIVER
37-21735	AJC/Decreed	08/15/1902	0.24 cfs	N/A	N/A	14.0	BIG WOOD RIVER
37-21736	WR/Decreed	08/15/1902	0.06 cfs	N/A	N/A	6.0	BIG WOOD RIVER
37-21734	WR/Decreed	05/02/1884	0.02 cfs	N/A	N/A	6.0	BIG WOOD RIVER

Associated Water Rights Also Included in Transfer Approval (Conditions Updated)

37-8058	WR/License	12/01/1982	0.06 cfs	10.9 af	N/A	3.1	GROUND WATER
37-8143	WR/License	06/09/1983	0.17 cfs	51 af	N/A	17.0	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>
37-8896	NO	YES	NO	NO	NO	NO
37-21733	NO	YES	NO	NO	NO	NO
37-21735	NO	YES	NO	NO	NO	NO
37-21736	NO	YES	NO	NO	NO	NO
37-21734	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>
37-8896	37-8896	0.4 cfs	290 af	N/A	N/A		N/A	N/A	N/A	N/A
37-21733	37-21733	0.08 cfs	N/A	N/A	14.0		N/A	N/A	N/A	N/A
37-21735	37-21735	0.24 cfs	N/A	N/A	14.0		N/A	N/A	N/A	N/A
37-21736	37-21736	0.06 cfs	N/A	N/A	6.0		N/A	N/A	N/A	N/A
37-21734	37-21734	0.02 cfs	N/A	N/A	6.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.4 cfs	290 af	N/A	20		N/A	N/A	N/A	N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75454

Detailed Water Right Description(s) attached

Dated this 13th day of August, 20 09


For Chief, Water Allocation Bureau

WATER RIGHT NO. 37-21733
As Modified by Transfer No. 75454

In accordance with the approval of Transfer No. 75454, Water Right No. 37-21733 is now described as follows.

Right Holder: IDAHO RANCH LLC
2296 CHANNEL RD
NEWPORT BEACH CA 92661

Priority Date: May 02, 1884

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	0.08 CFS
			0.08 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NWNWNE Sec. 35 Twp 02N Rge 18E 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	
02N	18E	35			14.0														14.0

Total Acres: 14

CONDITIONS OF APPROVAL

1. Right Nos. 37-21733 and 37-21735 are limited to the irrigation of a combined total of 14 acres in a single irrigation season.
2. Rights 37-21733, 37-21734, 37-21735, 37-21736, 37-8058 and 37-8143 when combined shall not exceed the irrigation of 20.3 acres.
3. Rights 37-21733, 37-21734, 37-21735, 37-21736, and 37-8896 when combined shall not exceed a total diversion rate of 0.40 cfs and a total annual maximum diversion volume of 290.0 af at the field headgate.
4. 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. 37.
5. 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).
6. 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. 37-21733
As Modified by Transfer No. 75454

7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 13th day of August, 2009

FOR



Chief, Water Allocation Bureau

**WATER RIGHT NO. 37-21734
As Modified by Transfer No. 75454**

In accordance with the approval of Transfer No. 75454, Water Right No. 37-21734 is now described as follows.

Right Holder: IDAHO RANCH LLC
2296 CHANNEL RD
NEWPORT BEACH CA 92661

Priority Date: May 02, 1884

Source: BIG WOOD RIVER **Tributary:** MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/31	0.02 CFS
			0.02 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NWNWNE Sec. 35 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N 18E 35		2.7	3.3														6.0

Total Acres: 6

CONDITIONS OF APPROVAL

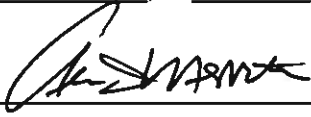
1. Right Nos. 37-21734 and 37-21736 are limited to the irrigation of a combined total of 6 acres in a single irrigation season.
2. Rights 37-21733, 37-21734, 37-21735, 37-21736, 37-8058 and 37-8143 when combined shall not exceed the irrigation of 20.3 acres.
3. Rights 37-21733, 37-21734, 37-21735, 37-21736, and 37-8896 when combined shall not exceed a total diversion rate of 0.40 cfs and a total annual maximum diversion volume of 290.0 af at the field headgate.
4. 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. 37.
5. 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).
6. 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. 37-21734
As Modified by Transfer No. 75454

7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 13th day of August, 2009


FOR Chief, Water Allocation Bureau

WATER RIGHT NO. 37-21735
As Modified by Transfer No. 75454

In accordance with the approval of Transfer No. 75454, Water Right No. 37-21735 is now described as follows.

Right Holder: IDAHO RANCH LLC
2296 CHANNEL RD
NEWPORT BEACH CA 92661

Priority Date: August 15, 1902

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/31	0.24 CFS
			0.24 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NWNWNE Sec. 35 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	18E	35			14.0														14.0

Total Acres: 14

CONDITIONS OF APPROVAL

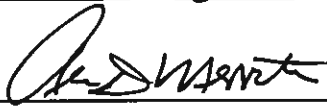
1. Right Nos. 37-21733 and 37-21735 are limited to the irrigation of a combined total of 14 acres in a single irrigation season.
2. Rights 37-21733, 37-21734, 37-21735, 37-21736, 37-8058 and 37-8143 when combined shall not exceed the irrigation of 20.3 acres.
3. Rights 37-21733, 37-21734, 37-21735, 37-21736, and 37-8896 when combined shall not exceed a total diversion rate of 0.40 cfs and a total annual maximum diversion volume of 290.0 af at the field headgate.
4. 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. 37.
5. 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).
6. 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. 37-21735
As Modified by Transfer No. 75454

7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 13th day of August, 2009


For Chief, Water Allocation Bureau

WATER RIGHT NO. 37-21736
As Modified by Transfer No. 75454

In accordance with the approval of Transfer No. 75454, Water Right No. 37-21736 is now described as follows.

Right Holder: IDAHO RANCH LLC
 2296 CHANNEL RD
 NEWPORT BEACH CA 92661

Priority Date: August 15, 1902

Source: BIG WOOD RIVER **Tributary:** MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/31	0.06 CFS
			0.06 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NWNWNE Sec. 35 Twp 02N Rge 18E 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	
02N	18E	35		2.7	3.3														6.0

Total Acres: 6

CONDITIONS OF APPROVAL

1. Right Nos. 37-21734 and 37-21736 are limited to the irrigation of a combined total of 6 acres in a single irrigation season.
2. Rights 37-21733, 37-21734, 37-21735, 37-21736, 37-8058 and 37-8143 when combined shall not exceed the irrigation of 20.3 acres.
3. Rights 37-21733, 37-21734, 37-21735, 37-21736, and 37-8896 when combined shall not exceed a total diversion rate of 0.40 cfs and a total annual maximum diversion volume of 290.0 af at the field headgate.
4. 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. 37.
5. 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).
6. 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. 37-21736
As Modified by Transfer No. 75454

7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 13th day of August, 2009



for Chief, Water Allocation Bureau

WATER RIGHT NO. 37-8896
As Modified by Transfer No. 75454

In accordance with the approval of Transfer No. 75454, Water Right No. 37-8896 is now described as follows.

Right Holder: IDAHO RANCH LLC
 2296 CHANNEL RD
 NEWPORT BEACH CA 92661

Priority Date: July 16, 1999

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
AESTHETIC	01/01 to	12/31	0.40 CFS	290.0 AF
			0.40 CFS	290.0 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NWNWNE Sec. 35 Twp 02N Rge 18E BLAINE County

PLACE OF USE: AESTHETIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N 18E 35								X									
								L 7									

CONDITIONS OF APPROVAL

1. Rights 37-21733, 37-21734, 37-21735, 37-21736, and 37-8896 when combined shall not exceed a total diversion rate of 0.40 cfs and a total annual maximum diversion volume of 290.0 af at the field headgate.
2. If Rights 37-21733, 37-21734, 37-21735, and 37-21736 are sold, transferred, leased, or moved to any other place of use after the date of this approval, 9/26/2003, the right holder shall not divert water under this right without an approved transfer pursuant to Section 42-222, Idaho Code, or other written approval of the Department if a transfer is not required.
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. 37.
4. 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).
5. Water shall not be diverted under this right when flows in the Big Wood River are below established minimum stream flows.
6. The issuance of this right does not grant any right-of-way or easement across the land of another.

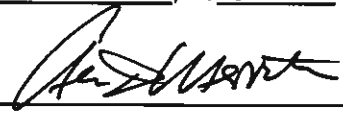
WATER RIGHT NO. 37-8896
As Modified by Transfer No. 75454

7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 13th day of August, 2009

For



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-8058
As Modified by Transfer No. 75454

In accordance with the approval of Transfer No. 75454, Water Right No. 37-8058 is now described as follows.

Right Holder: IDAHO RANCH LLC
 2296 CHANNEL RD
 NEWPORT BEACH CA 92661

Priority Date: December 01, 1982

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/15	0.06 CFS	10.9 AF
			0.06 CFS	10.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNE Sec. 35 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N 18E 35			3.1														3.1

Total Acres: 3.1

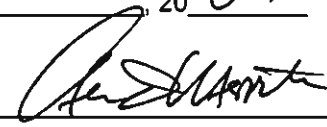
CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.
2. Rights 37-21733, 37-21734, 37-21735, 37-21736, 37-8058 and 37-8143 when combined shall not exceed the irrigation of 20.3 acres.

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 13th day of August, 2009

FOR


 Chief, Water Allocation Bureau

WATER RIGHT NO. 37-8143
As Modified by Transfer No. 75454

In accordance with the approval of Transfer No. 75454, Water Right No. 37-8143 is now described as follows.

Right Holder: IDAHO RANCH LLC
 2296 CHANNEL RD
 NEWPORT BEACH CA 92661

Priority Date: June 09, 1983

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	0.17 CFS	51.0 AF
			0.17 CFS	51.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNE Sec. 35 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N 18E 35			17.0														17.0

Total Acres: 17

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for irrigation of the lands above.
2. Rights 37-21733, 37-21734, 37-21735, 37-21736, 37-8058 and 37-8143 when combined shall not exceed the irrigation of 20.3 acres.

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 13th day of August, 2009


 for Chief, Water Allocation Bureau