STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 73951

This is to certify that: MUD LAKE WATER USERS INC
C/O HOLDEN KIDWELL HAHN & CRAPO
IDAHO FALLS ID 83405

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
31-65	WR/Decreed	10/03/1910	N/A	738 af	160.0		MUD LAKE

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
31-65	NO	NO	NO	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
31-65	**31-65**	12.0 cfs	738 af	160.0	24261.3		N/A	N/A	N/A	N/A
TOTALS		**12.0 cfs**	**738 af**	**160.0**	**24261.3**		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 18th day of September, 2009

for Ernest Carlson
Chief, Water Allocation Bureau

SUPPORT DATA
IN FILE # 31-165

WATER RIGHT NO. 31-65
As Modified by Transfer No. 73951

In accordance with the approval of Transfer No. 73951, Water Right No. 31-65 is now described as follows.

Right Holder: MUD LAKE WATER USERS INC
1400 E 1500 N
PO BOX 68
TERRETON ID 83450

Priority Date: October 03, 1910

Source: MUD LAKE
CAMAS CREEK

Tributary: SINKS
MUD LAKE

BENEFICIAL USE	From	To	Diversion Rate	Volume
DIVERSION TO STORAGE	04/01	10/31	12 CFS	
IRRIGATION STORAGE	01/01	12/31		738.0 AF
IRRIGATION FROM STORAGE	04/01	10/31		738.0 AF

LOCATION OF POINT(S) OF DIVERSION:

CAMAS CREEK	NWSWSE	Sec. 25	Twp 07N	Rge 35E	JEFFERSON County
CAMAS CREEK (Injection)	NWSWSE	Sec. 25	Twp 07N	Rge 35E	JEFFERSON County
MUD LAKE (Rediversion)	NESWSW	Sec. 1	Twp 06N	Rge 34E	JEFFERSON County
MUD LAKE (Rediversion)	NESESW	Sec. 1	Twp 06N	Rge 34E	JEFFERSON County
MUD LAKE (Rediversion)	NESWNW	Sec. 2	Twp 06N	Rge 34E	JEFFERSON County
MUD LAKE (Rediversion)	NWSWSW	Sec. 34	Twp 07N	Rge 34E	JEFFERSON County

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.

2. Place of use within the boundary of the Owsley Division of Mud Lake Water User, Inc. Total irrigated acres 17818.

3. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.

WATER RIGHT NO. 31-65
As Modified by Transfer No. 73951

CONDITIONS OF APPROVAL

4. Use of the rights listed below is limited to the irrigation of a combined total of 24261.3 acres in a single irrigation season. Combined right nos.: 31-327, 31-328, 31-329, 31-330, 31-331, 31-332, 31-336B, 31-337B, 31-371, 31-2239, 31-2265, 31-2289, 31-2290, 31-2297, 31-2310, 31-2317A, 31-2317B, 31-2321, 31-2341, 31-2342, 31-2343, 31-2344, 31-2345, 31-7005, 31-11430, 31-11432, (Ground water), 31-2276, (Wastewater), 31-6, 31-34, 31-35, 31-36, 31-37, 31-38, 31-52, 31-65, 31-104, 31-105, 31-147A, 31-159, 31-162, 31-163, 31-166, 31-168, 31-169, 31-184, 31-185, 31-186, 31-187, 31-188, 31-232, 31-237, 31-263, 31-363, (Owlsey Division Surface Water), 31-134, 31-135, 31-143, 31-144, 31-190, 31-192, (Jackett Division Surface Water), 31-344, 31-345, 31-354, 31-355, 31-360, 31-361, 31-10957, 31-10958, 31-10959, 31-10960, 31-10961, 31-10962 (Holley Division Surface Water).

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. 31, Mud Lake and Tributaries.

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 point of diversion and points of rediversion.

7. Diversion of water of this point of diversion in the NW1/4SW1/4SE1/4, Section 25, Township 7North, Range 35 East, BM may only draw down the water in Camas Creek to a level of 13.40 measured on the New Rays Lake staff gage located in the Camas Creek Wildlife Refuge at Rays Lake Bridge in the SW1/4NE1/4SE1/4, Section 25, Township 7 North, Range 35 East, BM.

8. The administration of this water right is also subject to the agreement of water right owners regarding Mud Lake water delivery dated April 17, 2001, which is on file in the records of the Clerk and Recorder of Jefferson County, Idaho. Instrument number 307626.

9. For this right, the diversion volume described above was calculated by multiplying a diversion rate of 3.0 cfs by a factor of 2 acre feet per day for 123 days (May 1st to September 1st).

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.

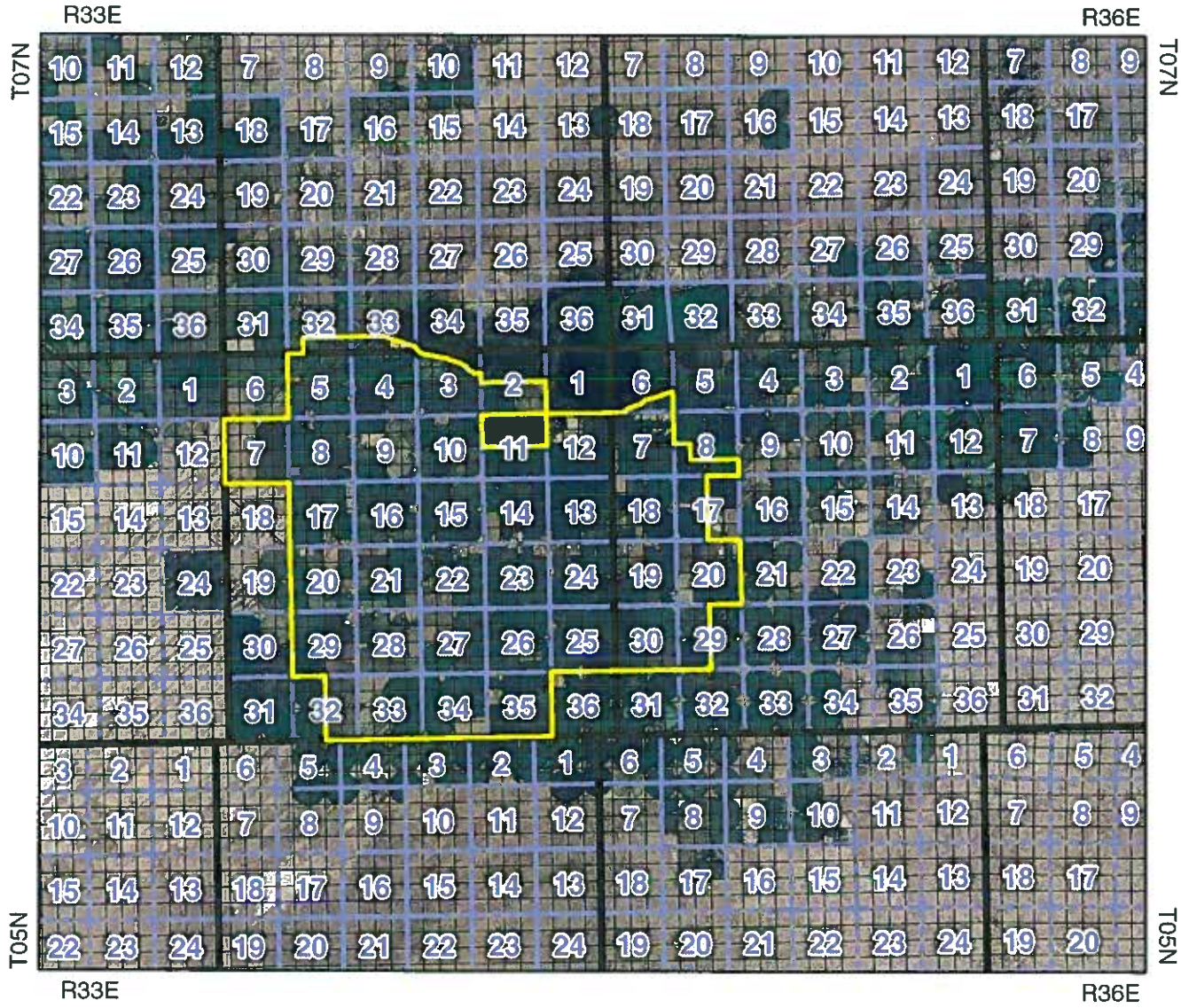
Dated this 15th day of September, 2009

Ernest Carlson

for Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources

Transfer Of Water Right

Transfer No. 73951

Water Service Area Boundary for Mud Lake Water Users Inc
Rights: 31-65